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Washington, Friday, March 10, 1944

The President

EXECUTIVE ORDER 9430

INSPECTION BY THE OFFICE OF PRICE ADMINISTRATION OF CORPORATION STATISTICAL TRANSCRIPT CARDS PREPARED FROM INCOME AND DECLARED VALUE EXCESS-PROFITS TAX RETURNS

By virtue of the authority vested in me by sections 55 (a) and 603 of the Internal Revenue Code (53 Stat. 29, 111), it is hereby ordered that corporation statistical transcript cards prepared by the Bureau of Internal Revenue from corporation income and declared value excess-profits tax returns made under the Internal Revenue Code, as amended, for any taxable year ending after June 30, 1942, and before July 1, 1943, shall be open to inspection by the Office of Price Administration; such inspection to be in accordance and upon compliance with the rules and regulations prescribed by the Secretary of the Treasury in Treasury Decision 5173, approved October 26, 1942,[1] which relates to the inspection of similar cards for taxable years ending after June 1, 1941, and before July 1, 1942.

This order shall be published in the FEDERAL REGISTER.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
March 7, 1944.

[F. R. Doc. 44-3353; Filed, March 8, 1943; 2:53 p. m.]

Regulations

TITLE 10—ARMY: WAR DEPARTMENT

Chapter I—Aid of Civil Authorities and Public Relations

PART 7—MANUFACTURE OF DECORATIONS

MANUFACTURE, SALE, POSSESSION, AND WEARING OF DECORATIONS, MEDALS, LAPEL BUTTONS, BARS, BADGES, SERVICE RIBBONS, AND INSIGNIA

Sections 7.1 to 7.6 (8 F.R. 9440, 16008) are rescinded and the following §§ 7.1 to 7.12 are substituted therefor. The regulations in these sections are also contained in Army Regulations No. 600-90, dated February 24, 1944, the particular paragraphs being shown in brackets at end of sections.

Sec.
- 7.1 General.
- 7.2 Decorations.
- 7.3 Medals, etc.
- 7.4 Application required.
- 7.5 Certificate of authority.
- 7.6 Use of designs or likenesses of insignia in manufacture of articles for public sale.
- 7.7 Sales, to whom authorized.
- 7.8 Violations; revocation of authority; penalties.
- 7.9 Government contracts and agreements not affected.
- 7.10 Sale by War Department for exhibition purposes.
- 7.11 Use and possession of articles and devices prescribed by War Department.
- 7.12 Photographing, printing, etc., of decorations, medals, badges, insignia, and identification cards.

AUTHORITY: 42 Stat. 1286, as amended by 45 Stat. 437; 10 U.S.C. 1425 and 47 Stat. 342, as amended by 53 Stat. 752; 18 U.S.C. 76a 76b.

§ 7.1 *General.* The Adjutant General, under regulations herein prescribed, may grant certificates of authority for the sale or the manufacture of the articles enumerated in § 7.3. [Par. 2]

§ 7.2 *Decorations.* Except as provided in §§ 7.3 (a) (10) and 7.9, no authority will be granted to sell or to manufacture any decoration awarded by the War Department. [Par. 3]

§ 7.3 *Medals, etc.* (a) Authority may be granted to sell or manufacture:

(1) Service medals.

(2) Service ribbons or extra ribbons pertaining to the service medals and to the several War Department decorations.

(3) Authorized miniature replicas of the War Department decorations, miniature bronze and silver oak-leaf clusters, bronze and silver service stars, miniature service medals, and suspension ribbons of miniature decorations and miniature service medals.

(4) Lapel buttons pertaining to the several decorations and service medals.

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[1] 7 F.R. 8723.

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FEDERAL REGISTER

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NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at $3.00 per book. The following are now available:

Book 1: Titles 1–3 (Presidential documents) with tables and index.

Book 2: Titles 4–9, with index.

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(9) War Department General Staff identification.

(10) Fourragere.

(11) Rosette for Medal of Honor.

(12) Heroic size decorations or service medals for grave markers only, no smaller than twice the size of the full-size devices.

(13) All insignia prescribed or authorized by the War Department.

(b) Variation from any of the prescribed or authorized specifications, forms, and sizes of the articles enumerated in (a) above intended for the use of military personnel is not permitted. To secure uniformity of design the manufacturer must obtain from the Commanding General, Philadelphia Quartermaster Depot, the approved specifications of each article to be manufactured. [Par. 4]

§ 7.4 *Application required.* Applicants desiring to enter into the sale or manufacture of articles covered by these regulations should address The Adjutant General, Washington 25, D. C., and state whether authority for sale only or for manufacture and sale is desired. [Par. 5]

§ 7.5 *Certificate of authority.* A certificate of authority to sell or to manufacture articles enumerated in § 7.3 (a) will be granted only upon agreement in writing by the applicant to abide by the following provisions:

(a) The certificate will be valid for 1 year from date of issue. Applications for renewal should be filed 60 days prior to expiration of certificate.

(b) A certificate is valid only for the individual, firm, or corporation, and address stated thereon. Any change which occurs should be immediately reported so that a new certificate may be issued.

(c) No certificate of authority is required for the sale of cloth insignia such as chevrons, shoulder sleeve, and other patch type insignia. [Par. 6]

§ 7.6 *Use of designs or likenesses of insignia in manufacture of articles for public sale.* Designs or likenesses of War Department insignia, as distinguished from decorations, medals, and badges, may be incorporated in the manufacture of articles for public sale only after the designs of the articles to be manufactured have been approved, in writing, by the Secretary of War. [Par. 7]

§ 7.7 *Sales, to whom authorized*—(a) *General.* Sale of any of the articles listed in §§ 7.3 and 7.5 (c) will be made only to:

(1) Officers and warrant officers upon their own application and exhibiting their Officers Identification Card.

(2) Enlisted personnel upon exhibition of identification tags at time of purchase and exhibition of an official letter of authorization signed by an officer of the War Department, or a letter signed by the individual's immediate commanding officer.

(3) Former personnel of the Army upon presentation of honorable discharge certificate or certificate in lieu thereof, or photostat copy of either, or an official document signed by an officer of the Army, indicating the purchaser's right to wear the article sought.

(4) Members of State Guard. Insignia of grade, arm or service may be purchased by members of the State Guard who present official identification of such membership issued by a State adjutant general. The sale of buttons, cap devices, and other insignia authorized for use on uniforms of Federal forces to members of the State Guard is prohibited.

(5) Other individuals on behalf of Army personnel provided the seller mails the article directly to the organization in which the officer or enlisted personnel is serving.

(b) *Sales to other dealers.* Dealers authorized to sell to individuals may also sell to other dealers who exhibit proper certificates of authority to make sales. All purchases must be made from authorized manufacturers or dealers.

(c) *Responsibility for and record of sale.* The purpose of these regulations is to prevent the unauthorized wearing by Army personnel and others of authorized decorations, service ribbons, insignia, and badges. Holders of certificates of authority to manufacture and/or sell will be held responsible for compliance with these regulations. Record will be kept by authorized retailers of each sale made and will include date of sale, name, grade, and Army serial number of purchaser, and name of article sold. [Par. 8]

§ 7.8 *Violations; revocation of authority; penalties.* A certificate of authority may be refused, revoked, or renewal thereof denied, upon proof of intentional violation of either of the acts cited in § 7.1 or of the regulations in these §§ 7.1–7.12. Such violations are subject also to the penalties prescribed by the pertinent act. A repetition or continuation of a violation after official notice thereof will be deemed prima facie evidence of intentional violation. In the event of revocation or nonrenewal of a certificate of authority, permission may be granted, upon application, for disposal within a reasonable period of any articles not in conflict with the acts. [Par. 9]

§ 7.9 *Government contracts and agreements not affected.* The provisions in the foregoing sections of this part do not apply to contracts which have been or may be made for the manufacturing for and selling to the Government any of the decorations, service medals, badges, buttons, etc., awarded by the War Department. [Par. 10]

§ 7.10 *Sale by War Department for exhibition purposes*—(a) *Decorations.* See § 78.8 of this title.

(b) *Service medals.* See § 78.30 of this title. [Par. 11]

§ 7.11 *Use and possession of articles and devices prescribed by War Department.* (a) The wearing of any decoration, medal, badge, or insignia prescribed or authorized by the War Department, by any person for whom such decoration, medal, badge, or insignia is not authorized or prescribed, or their use to misrepresent the identification or status of the person by whom worn, is prohibited. Any person who offends against this provision is subject to punishment by a fine not exceeding $250, or by imprisonment not exceeding 6 months, or both.

(b) Except as prohibited in paragraph (a) of this section, the possession by any person of any of the articles prescribed by the War Department, specified by the acts cited in § 7.1, is authorized, unless such possession is used to defraud or misrepresent the identification or status of the individual concerned.

(c) The articles specified by the acts cited in § 7.1, or any distinctive parts or colorable imitation thereof, will not be used by an organization, society, or other group of persons without prior approval of the Secretary of War. [Par. 12]

§ 7.12 *Photographing, printing, etc., of decorations, medals, badges, insignia, and identification cards.* (a) Unless such reproduction brings discredit upon the military service or is used to defraud or to misrepresent the identification or status of an individual, organization, society, or other group of persons, the photographing, printing, or in any other manner making or executing any engraving, photograph, print, or impression in the likeness of any decoration, medal, badge, insignia, or similar article, or of any colorable imitation thereof, of the design prescribed by the Secretary of War for use by any officer or subordinate of the War Department, is authorized.

(b) The reproduction of the likeness of any identification card prescribed by the War Department is not authorized without prior approval of the Secretary of War.

(c) Except when used to illustrate the particular article offered for sale, the use for advertising purposes of any engraving, photograph, print, or impression in the likeness of any War Department decoration, medal, badge, insignia, or similar article is not authorized without the prior approval of the Secretary of War. [Par. 13]

[SEAL] J. A. ULIO,
Major General,
The Adjutant General.

[F. R. Doc. 44-3360; Filed, March 8, 1944; 4:37 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4024]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

EXHIBIT SALES CO.

§ 3.99 (b) *Using or selling lottery devices—In merchandising.* In connection with offer, etc., in commerce, of respondent's radios and other articles of merchandise, (1) supplying, etc., others with punch boards or other devices which are to be used or may be used in the sale or distribution of said merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme; (2) shipping, etc., to wholesale dealers, jobbers, or retail dealers, punch boards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme; and (3) selling, etc., any merchandise by means of a game of chance, gift enterprise, or lottery scheme; prohibited. (Sec. 5, 38 Stat. 719, as amended sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Exhibit Sales Company, Docket 4024, February 23, 1944]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 23d day of February, A. D. 1944.

In the Matter of Samuel Mickelberg, Individually, and Trading as Exhibit Sales Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, answer of

the respondent, testimony, and other evidence taken before trial examiners of the Commission theretofore duly designated by it in support of the allegations of the said complaint and in opposition thereto, report of Trial Examiners Andrew B. Duvall and John W. Addison upon the evidence and exceptions filed thereto, briefs filed in support of the complaint and in opposition thereto, and oral argument of counsel; and the Commission having made its findings as to the facts and its conclusion that said respondent, Samuel Mickelberg, an individual trading as Exhibit Sales Company, has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Samuel Mickelberg, an individual trading as Exhibit Sales Company or trading under any other name or names, his representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of radios and other articles of merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Supplying or placing in the hands of others, punchboards or other devices which are to be used or may be used in the sale or distribution of said merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme.

2. Shipping, mailing, or transporting to wholesale dealers, jobbers, or retail dealers, punchboards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme.

3. Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 44-3385; Filed, March 9, 1944; 10:55 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter E—Administrative Provisions Common to Various Taxes

[T. D. 5336]

PART 458—INSPECTION OF RETURNS

INSPECTION OF CORPORATION STATISTICAL TRANSCRIPT CARDS BY OFFICE OF PRICE ADMINISTRATION

Treasury Decision 5173, approved October 26, 1942 (7 F.R. 8728), is hereby amended by striking out "for any taxable year ending after June 30, 1941, and before July 1, 1942" in the first sentence and inserting in lieu thereof "for any taxable year ending after June 30, 1941, and before July 1, 1943".

(E.O. 9430, March 7, 1944, and secs. 55 (a) and 603, 53 Stat. 29, 111; 26 U.S.C. 1940 ed., 55 (a) 603)

JOHN L. SULLIVAN,
Acting Secretary of the Treasury.

Approved: March 7, 1944.

FRANKLIN D ROOSEVELT,
The White House.

[F. R. Doc. 44-3354; Filed, March 8, 1944; 2:53 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

Subchapter A—General Provisions

PART 903—DELEGATIONS OF AUTHORITY

[Directive 27, as Amended Mar. 6, 1944 [1]]

PRIORITIES ACTION BY THE FOREIGN ECONOMIC ADMINISTRATION

§ 903.39 *Directive 27*—(a) *Rating of orders of less than $500.* The Foreign Economic Administration may assign preference ratings up to and including AA-3 to the delivery, for export, of any item of material having a value of less than $500 except:

(1) Any material as to which there is in effect, at the time of assignment, a Program Determination of the Requirements Committee or approved Decision of a Division Requirements Committee of the War Production Board of the kind referred to in paragraph (b);

(2) Any material as to which an applicable regulation or order of the War Production Board provides that ratings assigned on Form WPB-541 (formerly PD-1A) are not effective;

(3) Accessories, spare parts, or complementary or other related equipment for any principal item being exported if the principal item has a value of $500 or more;

(4) A quantity of any item of material which appears to the Foreign Economic Administration to have been subdivided for the purpose of coming within this paragraph; or

(5) Any material which the Program Vice Chairman may except from this paragraph in order to prevent inconsistency with domestic rating patterns.

In assigning preference ratings under this paragraph, the Foreign Economic Administration shall follow such processing instructions as the Program Vice Chairman may prescribe from time to time.

(b) *Rating of programmed material.* In addition, the Foreign Economic Administration may assign preference ratings to the delivery of material for export to the extent authorized by a Program Determination of the Requirements Committee or an approved Decision of a Division Requirements Committee of the War Production Board, as transmitted to the Foreign Economic Administration by the War Production Board.

(c) *Form of assignment of rating.* The Foreign Economic Administration shall assign ratings under this directive by endorsement of the following legend: "Under authority of the War Production Board, delivery of the material referred to herein is assigned a preference rating of _____. Application and extension of rating shall be made in accordance with Priorities Regulation No. 3." The legend shall be endorsed on the export license (including release certificate where used), or on the Lend-Lease requisition or commitment letter to the procuring agency in the case of material being procured by or on behalf of the Foreign Economic Administration, or on other appropriate instrument approved for this purpose by the War Production Board.

(d) *General provisions.* (1) The Foreign Economic Administration may exercise the authority delegated in this directive through such of its officials as the Administrator of the Foreign Economic Administration may determine.

(2) The Foreign Economic Administration shall make to the Program Vice Chairman such monthly reports on the exercise of the authority granted by this directive as the Program Vice Chairman shall require from time to time.

(3) A true copy of every document on which a preference rating is assigned pursuant to the provisions of this directive shall be maintained by the Foreign Economic Administration for inspection by a representative of the War Production Board at any time.

(e) *Revocation of Priorities Directive No. 3.* Priorities Directive No. 3 is hereby revoked effective January 1, 1944.

(f) *Effective date.* This directive shall take effect January 1, 1944.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; WPB Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696)

Issued this 6th day of March 1944.

J. A. KRUG,
Program Vice Chairman.

INTERPRETATION 1

EFFECT ON OUTSTANDING RATINGS

Priorities Directive 3 was revoked by Directive 27 effective January 1, 1944. At the same time Order M-148 was also revoked. Nevertheless, ratings assigned by the Foreign Economic Administration (or its predecessors, the Board of Economic Warfare and the Office of Economic Warfare) before that date may still be applied and extended. Section 944.4 (a) of Priorities Regulation 1, regarding the effect of revocation of a preference rating order, does not apply since the ratings were not assigned by those instruments but by the Foreign Economic Administration or its predecessors under specific authorizations from the War Production Board, which remain in effect. The method of application and extension is now provided by Priorities Regulation 3. (Issued Feb. 25, 1944.)

[F. R. Doc. 44-3359; Filed, March 8, 1944; 4:37 p. m.]

[1] This document is a restatement of Amendment 1 to Directive 27, which appeared in the FEDERAL REGISTER of March 8, 1944, page 2595, and reflects the order in its completed form as of March 6, 1944.

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 937—ZINC

[Conservation Order M-11-b, as Amended Mar. 9, 1944]

§ 937.3 *Conservation Order M-11-b*—(a) *Prohibition on use of zinc or zinc products in articles appearing on List A.* (1) No person shall use any zinc or zinc products to make any item on List A. Additional items may, from time to time, be added to List A by amendment and the restrictions of this order made applicable to such items after a specified date. In each such case the effective date for the particular item will be indicated in parenthesis after the item.

(2) No person shall use any metal which has a protective coating or plating (other than paint) of zinc to make any item on List A and no person shall apply a protective coating or plating (other than paint) of zinc to any item on List A unless the item on List A has a notation to the contrary.

(b) *Limitation of use of zinc or zinc products to make items not on List A.* In addition to the prohibitions of paragraph (a) above no person shall, during any calendar quarter, use more:

(1) Zinc products in the manufacture of any item, or

(2) Zinc in the production of any zinc product not requiring further processing, assembling, or finishing, or

(3) Zinc or zinc products for the purpose of applying a protective coating or plating (other than paint),

than 15% of the amount by weight of zinc or zinc products, respectively, used by him for such purpose during the entire calendar year 1941.

(c) *General exceptions.* The prohibitions and restrictions in paragraphs (a) and (b) shall not apply to the use of zinc or zinc products for the manufacture of any of the items or for any of the purposes following:

(1) Under a specific contract or subcontract covering the manufacture of any product, or any component to be physically incorporated into such product, produced by or for the account of the Army or Navy of the United States, the United States Maritime Commission, or the War Shipping Administration to the extent required by specifications, including performance specifications, applicable to the contract, sub-contract or purchase orders.

(2) For use to comply with safety regulations issued under government authority which require the use of zinc to the extent employed, or in safety equipment as permitted by General Limitation Order L-114, where and to the extent the use of any less scarce material is impractical.

(3) For use in chemical and industrial plants to the extent that corrosive or chemical action makes the use of any other material impractical.

(4) For use in research laboratories where and to the extent that the physical or chemical properties make the use of any other material impractical.

(5) For health supplies of the following types only:

(i) Dental instruments, apparatus and equipment;
(ii) Dental supplies and appliances;
(iii) Lamps, health electric;
(iv) Medicinal chemicals (limited to medical uses only);
(v) Ophthalmic products and instruments;
(vi) Physiotherapy products, electrical;
(vii) Surgical and medical instruments, equipment and supplies;
(viii) Orthopedic appliances;
(ix) X-Ray apparatus and tubes;
(x) Class I and II garments, as defined by General Limitation Order L-90;
(xi) Waterproof sheeting for hospital beds and hospital hampers and infants' crib sheets;
(xii) Hearing aids.

(6) For precision measuring, recording and control instruments, systems or equipment for use in industrial processes.

(7) For stamping and forming dies.

(8) For use as zinc dust in the following:

(i) Metal refining and recovery;
(ii) Smoke mixtures;
(iii) Rubber processing;
(iv) Chemicals for medicinal products;
(v) Sodium hydrosulfite and sulfoxylate and zinc hydrosulfite;
(vi) Dyestuffs, intermediates and dyes;
(vii) Electroplating.

(9) For adjustable stencils for marking shipments and products.

(10) For applying a protective coating or plating (other than paint) of zinc to any item for which the processor has used cadmium for the same purpose after September 1, 1943.

(11) For protective coatings on coins made by the Bureau of the Mint or on fare tokens.

(12) For dry cell batteries and portable electric lights. (See, however, General Limitation Order L-71.)

(13) For printing plates to the extent that the manufacture of such plates is permitted by General Limitation Order M-339.

(14) For the manufacture of zinc oxide.

(15) For eyelets and grommets.

(16) For applying a protective coating or plating of zinc on plumbing fixture fittings and trim.

(17) For universal portable electric tools as defined in Schedule I to Limitation Order L-216.

(18) For portable pneumatic tools which, in the course of normal use, are lifted, held, and operated by not more than two persons.

(19) For light power driven tools as defined in General Limitation Order L-237.

(20) For data, instruction and identification plates.

(21) For air compressors (functional parts).

(22) For airline, water, and oil separators.

(23) For air regulators, as part of spraying equipment.

(24) For closures for glass containers as permitted by Conservation Order M-104 or General Limitation Order L-103-b.

(25) For repair parts to replace similar parts of zinc.

(26) For motors, electric.

(27) For pulleys for power transmission.

(28) For flexible couplings.

(29) For coal stokers. (See, however, General Limitation Order L-75.)

(30) For domestic electric ranges. (See, however, Limitation Order L-23-b.)

(31) For electric fans. (See, however, General Limitation Order L-176.)

(32) For mechanical pencils. (See, however, General Limitation Order L-227.)

(33) For motorized fire apparatus. (See, however, General Limitation Order L-43.)

(34) For applying a protective coating or plating of zinc on loose leaf metal parts and units. (See, however, General Limitation Order L-188.)

(d) *Prohibitions against sales or deliveries of zinc or zinc products.* No person shall sell or deliver any zinc or zinc products to any person if he knows, or has reason to believe, such material is to be used in violation of the terms of this order.

(e) *Miscellaneous provisions*—(1) *Appeals.* Any appeal from the provisions of this order must be by letter, in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal, filed with the field office of the War Production Board for the District in which is located the plant or branch of the appellant to which the appeal relates. The appeal shall contain, in addition, the following: (i) Zinc consumed in the year 1941 for the purpose for which the appeal is made; (ii) whether the quantity appealed for is to establish or exceed quota; (iii) the reason why zinc must be used if it was not consumed during the base period. The reporting requirements of paragraph (e) (1) of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) *Violations.* Any person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(3) *Definitions.* (i) "Zinc" means zinc metal which has been produced by any electrolytic, electro-thermic, or fire refining process. It shall include zinc scrap and zinc metal produced from scrap and any alloy in the composition of which the percentage of zinc metal by weight equals or exceeds the percentage of all other metals.

(ii) "Zinc products" means zinc in the form of sheet, strip, rod, wire, castings, or dust.

(iii) "Use" means to process, assemble, or finish zinc products or to consume zinc.

(iv) "Item" means any article or component part thereof.

Issued this 9th day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

NOTE: List A amended Mar. 9, 1944.

The use of zinc in the items below and in all component parts of such items is prohibited except to the extent permitted by the foregoing Conservation Order M-11-b. Where sublistings appear under a general heading on this list, the prohibition against the use of zinc and zinc products applies only to the sublisted items.

Art craft and furnishings:
- Andirons.
- Bookends.
- Candlesticks.
- Coat hooks.
- Door chimes.
- Fireplace fittings.
- Mirror frames.
- Picture frames.
- Statues

Automotive (except mechanical or functional items and except motorized fire apparatus):
- Diesel engines.
- Locking devices for wheels, tires or gasoline tanks.
- Passenger cars.
- Trailers.
- Tractors.
- Trucks.
- Truck tractors.

Banks, personal, toy, miniature.

Beauty shop and barber shop equipment and supplies (whether for home or business uses):
- Hair curlers.
- Hair dryers.
- Lotion dispensers.
- Permanent waving machines.

Bicycles and Tricycles:
- Bicycles (except for protective coatings on wire for spokes).
- Tricycles.

Binoculars.

Builders' finishing hardware (except as permitted by General Limitation Order L-236, Schedule I, whether specifically or by reference to this order)

Builders' supplies (except protective coatings):
- Down spouts.
- Drainage fittings.
- Flashing.
- Gutters.
- Mouldings.
- Roofing
- Trim

Bulletin and menu boards, directories and similar items, and letters for same

Burial equipment:
- Caskets
- Casket hardware
- Markers
- Vaults

Coin operated devices:
- Automatic phonographs
- Gaming machines
- Vending machines (except sanitary napkin machines as permitted by General Limitation Order L-27)

Clock & watch cases

Closures and associated items (except as permitted by General Limitation Order L-68)

Cosmetics:
- Cosmetic containers, compacts and lipstick holders
- Lotion dispensers
- Perfume dispensers

Costume jewelry

Drill holder stands

Electrical household appliances

Gas-fired stoves and ranges

Grilles

Hand tools (except for gears and protective coatings)

Handbag fittings

Health supplies (except as permitted by paragraph (c) (5) of this order)

Insignia

Insulation

Key blanks (except protective coatings)

Kitchen, household, restaurant & soda fountain items:
- Butter chippers
- Can openers
- Coffee grinders
- Coffee urns
- Dishwashing machines (except protective coatings)
- Drink mixers and shakers
- Egg slicers
- Food mixers
- Fruit juicers
- Grilles
- Ice cream cabinets
- Ice crushers
- Meat slicers
- Patent medicine dispensing machines
- Potato slicers & mashers
- Sterilizers
- Toasters

Lamps (except protective coatings)

Laundry tags and other clothing markers (except protective coatings)

Lawn mowers and lawn sprinklers

Lighting equipment, interior (except protective coating)

Luggage:
- Fittings
- Hardware

Metal furniture

Metal plastering bases (See also Order L-59-b)

Musical instruments

Novelties:
- Advertising novelties
- Jewelry cases
- Letter openers
- Novelty jewelry
- Souvenirs

Office supplies:
- Box openers
- Calendar bases & holders
- Envelope openers
- Envelope sealing machines
- List finders
- Paper weights
- Pen bases
- Pencil sharpeners
- Stapling machines

Ornamental and decorative uses (whether or not the item is included in List A)

Outboard motors

Paper and paper product dispensing machines and devices (except protective coatings)

Paper coatings

Parking meters

Photographic equipment, accessories, and parts (except as permitted by General Limitation Order L-267)

Portable and standing lamps (except protective coatings)

Portable gasoline and Diesel engines (except mechanical or functional items)

Radios and non-coin operated phonographs

Refrigerators, mechanical, electric or gas (except for essential food storage, food transportation and industrial uses)

Sewing machines

Signs:
- Advertising specialities
- Billboards
- Merchandise displays of all kinds
- Name plates

Smokers' supplies:
- Ash trays
- Cigar and cigarette lighters
- Smokers' accessories

Soap dispensers

Slugs and tokens of all kinds (except as permitted by paragraph (c) (11) of this order)

Soot removers (except as produced from scrap)

Spittoons

Stair treads and thresholds

Stationary gasoline and Diesel engines (except mechanical and functional items)

Stenciling devices (except as permitted by paragraph (c) (9) of this order)

Terrazzo strips (except for grids in hospital operating and operating service rooms)

Ticket vending machines

Toys and games

Vacuum cleaners and sweepers

Venetian blind slats and hardware

Washing machines

[F. R. Doc. 44-3403; Filed, March 8, 1944; 11:43 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-217, as Amended Mar. 9, 1944]

FOOTWEAR

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of shoe manufacturing material for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.191 *Conservation Order M-217*—(a) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board and Conservation Order M-328, as amended from time to time, except as follows:

(1) Priorities Regulation 17 shall be inapplicable to footwear.

(2) Military footwear which has been rejected by Government inspectors and stamped to indicate its rejection may be sold without regard to Paragraph 944.11 of Priorities Regulation 1 or paragraph (e) (3) of Conservation Order M-328.

(b) *Definitions.* For the purposes of this order:

(1) "Put into process" means the first cutting of leather or fabric in the manufacture of footwear.

(2) "Footwear" includes house slippers, but does not include (i) rubber footwear or (ii) foot covering designed to be worn over shoes and utilizing no leather.

(3) "Work shoes" means any shoes or boots with unlined quarters which are designed to be worn at any form of work requiring specially heavy or substantially made footwear.

(4) "Horizontal quarter seams" means seams on quarters running at a predomi-

nantly horizontal direction (i. e. parallel to the sole).

(5) "Design and construction" of footwear means the make-up of the footwear in every detail, so that any two items of footwear of the same design and construction are necessarily identical, except in size; but does not refer to the means whereby the footwear is manufactured.

(6) "Cattle hide leather" means any leather (including splits) made from cattle hides, including hides of bulls, cows, and steers, and calf and kip skins (but excluding slunks) and shall also include buffalo hides.

(7) "Pintucking" means a raised effect on the surface of footwear accomplished by either single or double needle stitching, but does not include the raised seam on a moccasin type vamp.

(8) "House slippers" means any footwear designed exclusively for indoor or house wear.

(9) [Deleted Mar. 9, 1944]

(10) "Line" means footwear of any one of the following types:

Men's dress,
Men's work,
Youths' and boys',
Women's and growing girls',
Misses' and children's,
Infants',
House slippers,
Athletic,
Men's safety shoes, and
Women's safety shoes,

to the extent that such type of footwear is manufactured for sale in the same manufacturer's price range; *Provided*, That:

(i) Footwear of substantially identical kind and quality sold in more than one price range to different types of purchasers shall be deemed one line; and

(ii) In case the sale by the manufacturer is at retail or to a purchaser controlled by the manufacturer, the applicable price range shall be the retail price range.

(iii) Up to a net wholesale price of $1.75 a pair misses' and children's footwear (not including slippers) may be deemed one line, and youths' and boys' footwear (not including slippers) one line, but no production in new price ranges is authorized unless specifically approved under paragraph (i) (3) (vi), below.

(11) "Price range" shall have the usual trade significance, provided that the highest list price in the range does not exceed the lowest in the range by more than ten (10%) per cent, or twenty-five (25) cents a pair, whichever is the greater.

(12) "Military footwear" means military type footwear purchased by the Army or Navy of the United States (excluding post exchanges and ship's service stores, wherever situated), the United States Naval Academy at Annapolis, Maryland, the United States Military Academy at West Point, New York, the United States Maritime Commission, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Authority, the National Advisory Committee for Aeronautics, the Office of Scientific Research and Development, the War Shipping Administration, the Government of any of the following countries: Belgium, China, Czechoslovakia, Free France, Greece, Iceland, the Netherlands, Norway, Poland, Russia, Turkey, the United Kingdom (including its Dominions, Crown Colonies and Protectorates) and Yugoslavia; military type footwear purchased by any agency of the United States for delivery to or for the account of the Government of any country listed above, or any other country, including those in the Western Hemisphere, pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act); and custom-made footwear delivered for personnel of the Army or Navy of the United States.

(13) "Civilian footwear" as used in paragraph (i) includes all footwear except military footwear and rubber footwear.

(14) "Six months' base period" means any consecutive six calendar months within the period from July 1, 1942 to April 30, 1943 selected by a manufacturer as his base period for the purposes of this order.

(15) "Civilian line quota" means the number of pairs of civilian footwear within a single line manufactured by a person during his six months' base period.

(16) "Safety shoes" means protective occupational footwear incorporating or purporting to incorporate one or more of the following safety features: steel box toe; electrical conductivity; electrical resistance; non-sparking and moulders' (Congress type) protection (shoes which can be quickly removed, worn to protect against splashing metals).

(17) "Long shield tip" means a shield tip having a horizontal measurement from the bottom of the curve to the upper end of the tip of more than 1 inch (using size 4B as a standard).

(18) "Rubber soles" do not include tire carcass soles, when used on misses' and children's footwear (excluding all sizes over size 3), or soles made wholly from friction scrap.

(19) "Plastic soles" mean soles containing more than 25% by weight vinyl polymer as defined in General Preference Order M-10.

(c) *Curtailment in the use of materials and colors in the manufacture of footwear.* (1) No person shall manufacture, or put into process any leather or fabric for the manufacture of, any footwear with:

(i) Leather seam laps gauging over ½ inch in width.

(ii) Horizontal quarter seams, on lined low quarter shoes.

(iii) Wing or shield tips on men's shoes and boys' shoes over size 6, or wing tips or long shield tips on women's, girls', misses', youths', little gents' and children's shoes and boys' shoes of sizes 6 and under.

(iv) Full overlay tips or full overlay foxings, except on work shoes and footwear with fabric uppers.

(v) Woven vamp or quarter patterns.

(vi) Quarter collars, except on unlined shoes and house slippers.

(vii) Bows or other ornaments, if made of leather in whole or in part.

(viii) Outside leather taps, on footwear other than men's high shoes, unless the middle sole is of synthetic composition material.

(ix) Leather slip soles other than those cut from bellies or offal.

(x) More than one full leather sole, in Goodyear welt footwear other than work shoes and safety shoes.

(xi) Full breasted heels, except on hand-turned footwear.

(xii) Welting in excess of ½ inch in width and 5/32 inch in thickness in shoes other than work shoes, or welting in excess of 9/16 inch in width and 5/32 inch in thickness in work shoes.

(xiii) Straps, buckles, knife pockets or decorative stitching on boots or work shoes.

(xiv) Men's one-piece leather uppers (i. e., vamp and quarter cut in one piece and seamed up the back).

(xv) Extension stitched heel seats, except on:

Prewelts in all sizes,
Stitchdowns in all sizes,
Children's shoes up to and including size 8, and
Safety and established orthopedic footwear.

(xvi) Metal nail heads for studs or any metal for decorative purposes.

(xvii) Any stitching thread made from reserved Egyptian cotton (as defined in Conservation Order M-117) or reserved American extra staple cotton (as defined in Conservation Order M-197) for any decorative or any non-functional purpose.

(xviii) Any non-functional or decorative stitching except:

(*a*) Not more than four rows of non-functional stitching on imitation tips, foxings, saddles, mudguards and moccasin type vamps.

(*b*) Not more than an aggregate of four rows of functional and non-functional stitching parallel to the vamp, tip, foxing, saddle, and moccasin seams.

(*c*) Design stitching solely to permit direct non-stop stitching between cut-outs.

(*d*) Design functional stitching on utility work cowboy boots.

(xix) Any strippings, braidings, pintuckings, lacings or overlays, except those serving a necessary functional purpose.

(xx) Straps passing over, under or through a tongue or vamp.

(xxi) Raised quarter or raised back seams (other than vertical back seams), except on genuine moccasins.

(xxii) Multiple straps, on Roman sandals.

(xxiii) Kiltie or other ornamental tongues, if made of leather in whole or in part.

(xxiv) Platform soles and platform effects, on all footwear of heel height over 1⅜ inches, using size 4B as the standard.

(xxv) Leather covered platforms or leather platform effects, on any footwear.

(xxvi) Heels gauging over 2⅛ inches in height, using size 4B as the standard.

(xxvii) Metal spikes, on golf shoes.

(xxviii) Storm welting (except laminated split leather storm welting on work shoes) or caulk welting.

(xxix) Rawhide or other leather laces, except on work shoes.

(xxx) Leather or part leather loops performing the function of eyelets.

(2) No person shall use in the manufacture of any footwear any steel shanks of any gauge except:

18 gauge	.045 minimum,	50 carbon steel.
21 gauge	.032 minimum,	50 carbon steel.
19 gauge	.040 minimum,	low carbon or basic steel.

unless such shanks were in said person's inventory on September 10, 1942, or were subsequently acquired from a producer of steel shanks who had, prior to September 10, 1942, rolled steel plate for shanks of a different gauge.

(3) No person shall put into process any leather for the manufacture of any boots except men's blucher high cut laced boots ten inches or under in height (measured from heel seat, using size 7 as the standard) and men's and women's utility work cowboy boots: *Provided, however,* That upon letter application the War Production Board may permit any person to make boots higher than ten inches for use in specified hazardous occupations.

(4) No person shall put into process any material for the manufacture of footwear of more than one color (subject to unavoidable deviations in shade normally experienced in finishing leathers or dyeing fabrics). This restriction shall apply to the color of stitching, lacing and bindings, but shall not apply to the color of linings and soles. Nothing in this paragraph shall prevent unavoidable discoloring of thread, leather, and perforations as a result of antiquing, or the use of:

(i) Embossed leather or genuine reptiles of the colors permitted in paragraph (c) (5) below but having slight variations in shade caused by normal finishing of such leathers, or

(ii) Embossed leather or genuine reptiles of any color or colors (in all-over shoes) if finished prior to October 16, 1942.

(iii) Shearling collars.

(iv) An additional color on tips or tongues of safety shoes as above defined.

(v) A combination of two colors in part leather—part fabric uppers where the leather constitutes not more than 30% of the whole upper material (excluding linings).

(5) Except as otherwise authorized in writing by the War Production Board on application by letter, no person shall put into process for the manufacture of any footwear any material for uppers (excluding linings) except material finished or dyed in the following colors:

Black
White (in other than cattlehide leather)
Army russet and Town brown, as appearing on the Fall 1942 color card of the Textile Color Card Association of United States, Inc.
Natural color

No person shall use any natural colored leather for the manufacture of any footwear except work shoes or safety shoes.

(6) No person shall put into process any cattle hide upper leather (other than kip sides, kipskins and calf), including upper leather splits, gauging 4½ ounces or over for the manufacture of any footwear except work shoes, cowboy utility boots and lined police type high shoes.

(7) No person shall put into process any cattle hide leather (including splits) for uppers or any cattlehide grain leather outsoles (except heads, bellies, shins and shanks of 5 iron or less), for the manufacture of house slippers or romeos.

(8) No person shall attach any leather outsoles or outside leather taps to any footwear having raised or flat seam mocassin type vamps (including genuine moccasins utilizing soles) or mudguard vamps, any saddle-type footwear, or any footwear with imitation wing tips, imitation stitched moccasin types, imitation stitched mudguards and imitation stitched saddles; *Provided, however,* That nothing in this subparagraph (c) (8) shall apply to women's and girls' shoes with heels 1⅛ inches and over in height, using size 4B as the standard.

(9) No person shall put into process any patent leather for the manufacture of men's shoes.

(10) No person shall put into process any upper leather or leather or rubber soles for the manufacture of men's sandals.

(11) No person shall manufacture any leather or part leather bows for use on footwear.

(12) No person shall attach any soles heavier than 4 iron cut from chrome, chrome retan, or any combination chrome tanned cattlehide or horse butt leather, excluding splits, to any footwear except infants', misses' and children's shoes (excluding all sizes over size 3), youths' and boys' shoes (excluding all sizes over size 6), men's work shoes, and men's and women's safety shoes manufactured in accordance with paragraph (e–e) below. This provision does not apply to repair.

(13) No person shall utilize any upper leather or lining leather set aside by tanners pursuant to Conservation Order M–310 or directions issued thereunder, for the following types of footwear:

(i) Infants';

(ii) Misses' and children's (excluding all little gents' and all sizes over size 3);

(iii) Footwear for the physically maimed and deformed manufactured on a custom-made basis and not for stock; except in the manufacture of one of those types of footwear.

(d) *Restrictions on styling and types manufactured.* (1) No person shall put into process any leather or fabric for the manufacture of any footwear of a design and construction not utilized by him between September 1, 1940 and December 31, 1942, except that:

(i) In the case of footwear the soles of which are made wholly from materials other than leather or rubber (which may, however, utilize leather for hinges or for tabs, heel inserts or other non-skid or soundproofing features covering not more than 25% of the area of the bottom of the sole) designs and constructions utilized between September 1, 1940 and October 18, 1943 may be used:

(ii) Nothing in this paragraph shall prevent the correction of patterns to the extent necessary to remove features prohibited by this order, the use of one new last in one heel height during each six months' period beginning March 1 or September 1 in any year for each type of footwear as described in paragraph (b) (10), or the use of new patterns to fit such new lasts provided no changes are made in the design of the footwear.

(iii) The War Production Board may make exceptions in this paragraph in favor of patterns or designs which will conserve leather or other materials.

(2) No person shall put into process any leather or fabric for the manufacture of any women's evening slippers, except those using gold or silver upper leather finished prior to March 16, 1943 with split, head, belly, shin or shank outsoles of 5 iron or less.

(3) No person shall use special processes or materials at any stage of manufacturing footwear for the purpose of rendering such footwear more adaptable to retail display.

(4) No person shall attach to any footwear (except infants' footwear, house slippers or women's gold or silver evening slippers) outsoles, other than wooden soles, not conforming to the specifications contained in Schedule I annexed to this order.

(e) *Exceptions to paragraphs* (c) *and* (d) *above.* The foregoing prohibitions and restrictions of this order shall not apply to:

(1) Footwear made wholly without leather and without rubber or plastic soles where no two-tone effect is created. This exemption shall extend only to paragraph (c). However, shoes of multi-colored fabric (a single fabric containing more than one color) are permitted and may have bindings or other trimmings (not including tips, foxings, eye stays, platforms or heels) in one of the colors of the material.

(2) Special types of footwear made for the physically deformed or maimed.

(3) Football, baseball, hockey, skating, bowling, track, and ski shoes and other similar footwear designed for use in active participation in sports which require specially constructed footwear for such use. This does not include golf shoes.

(4) Footwear forming part of historical or other costumes for theatrical productions.

(5) Infants' footwear up to and including size 4.

(6) Footwear made wholly of shearlings, including soles.

(e–e) *Restrictions on the manufacture of safety shoes.* No person shall manufacture any safety shoes which have leather uppers with leather or rubber (including synthetic rubber) compound bottoms, except those which comply in respect to types, patterns, materials, method of construction, labelling and all other details with the American War Standards Specifications for Protective Occupational Footwear, published by the American Standards Association. These specifications are listed below and may be obtained from the War Production Board, Textile, Clothing and Leather Division, Washington 25, D. C., or from the American Standards Association, 29 West 39th Street, New York, N. Y.

Men's Safety-Toe Shoes—Z41.1–1943 (2nd edition)—September 24, 1943
Men's Conductive Shoes—Z41.3–1943 (3rd edition)—September 24, 1943
Men's Explosives-Operations (Non-Sparking) Shoes—Z41.4–1943 (2nd edition)—September 24, 1943
Men's Electrical-Hazards Shoes—Z41.5–1943 (3rd edition)—September 24, 1943
Men's Foundry (Molders) Shoes—Z41.6–1943 (3rd edition)—September 24, 1943
Women's Safety-Toe (Oxford) Shoes—Z41.2–1943 (3rd edition)—September 24, 1943
Women's Safety-Toe (High) Shoes—Z41.7–1943 (2nd edition)—September 24, 1943
Women's Explosives-Operations (Non-Sparking) Shoes—Z41.8–1943—(2nd edition)—September 24, 1943
Women's Conductive Shoes—Z41.9–1943 (2nd edition)—September 24, 1943

Upon letter application the War Production Board may authorize deviations from the above mentioned standards when necessary to meet minimum civilian requirements for safety shoes.

(f) *Restriction on dyeing.* No person engaged in the business of shoe manufacturing shall dye any new footwear except in the colors mentioned in paragraph (c) (5) above.

(g) *General exceptions.* None of the restrictions of this order shall apply to military footwear.

(h) *Restrictions relating to sales and deliveries.* (1) No person shall sell or deliver any new footwear manufactured in the United States of America in violation of this order.

(2) No tanner or sole cutter shall deliver any leather to any shoe manufacturer if he knows or has reason to believe said leather is to be used in violation of the terms of this order.

(3) The prohibitions and restrictions of this paragraph shall not apply to:

(i) Deliveries of footwear or leather by, or to, any person having temporary custody thereof for the sole purpose of transportation or public warehousing.

(ii) Any bank, banker or trust company affecting or participating in a sale or delivery of footwear or leather solely by reason of the presentation, collection, or redemption of an instrument, whether negotiable or otherwise.

(4) In making sales or delivery of any footwear, no person shall make discriminatory cuts in quantity or quality between customers who meet such person's regularly established prices, terms and credit requirements, or between customers and his own consumption of said footwear. Reduction in sales or deliveries proportionate with any curtailment in supply available for nonmilitary use shall not constitute a discriminatory cut.

(5) No manufacturer shall accept delivery of any upper leather or lining leather reserved by tanners pursuant to Conservation Order M–310, or directions issued thereunder, for the manufacture of the following types of footwear:

(i) Infants';

(ii) Misses' and children's;

(iii) Footwear for the physically maimed and deformed manufactured on the custom-made basis and not for stock; if his supply of leather suitable for such shoes and obtained on certificate pursuant to such directions shall thereby become larger than a 30-days' inventory. A 30-days' inventory shall be deemed to be the quantity of leather actually used for the production of shoes of these types during the preceding calendar month, unless no such footwear was produced in that month, in which case a 30-days' inventory shall be deemed to be the leather required to manufacture his scheduled production of such shoes for the following thirty days.

(i) *Restrictions on production of lines of footwear.* (1) No person shall in any six months' period beginning March 1, 1943 complete the manufacture of more civilian footwear within the following lines than the percentage of his civilian line quota for such line shown in the following schedule:

	Percent of each price range
Youths' and boys'	125
Infants'	125
Men's safety shoes	125
Men's work	115
Men's dress	100
Women's and growing girls'	100
House slippers	100
Athletic	100
Women's safety shoes	100

With respect to misses' and children's footwear, no manufacturer may exceed 125% of his aggregate quotas for all his lines of misses' and children's footwear, but his production may be distributed among his established lines of misses' and children's footwear in any manner desired: *Provided, however,* That to the extent that a manufacturer's production of military footwear shows a decrease below that during his six months' base period, his production within any line of civilian footwear may exceed the civilian line quota for such line by its proportionate part of such decrease; and to the extent that such manufacturer's production of military footwear shows an increase over that during the six months' base period, each civilian line quota of such manufacturer shall be diminished by its proportionate part of such increase.

(2) No person shall manufacture any line of footwear (except military footwear) not manufactured by him in his six months' base period.

(3) *Exceptions to paragraphs (i) (1) and (i) (2).* (i) A lower priced line of the same type of civilian footwear may be substituted in whole or in part for a higher priced line.

(ii) The unused quota of any higher priced line may be added to a lower priced line of the same type of civilian footwear.

To the extent shown in the following schedule, any person may transfer the unused portion of any civilian line quota or quotas of men's dress or women's and growing girls' footwear to the production of the following types of footwear:

Type:	*Percentage of unused quota permitted to be added*
Men's work	115
Youths' and boys'	125
Misses' and children's	125
Infants'	125

Provided, however, That in no event shall any unused quota be added to a higher priced line, *And provided further,* That in no event shall a new line be added until authorization has been obtained under paragraphs (d) (1) above and paragraphs (i) (3) (vi) below.

(iii) A person may exceed his civilian line quota for any line of women's safety shoes if a pairage equal to such excess is deducted from some other line or lines of footwear.

(iv) During any six months' period, beginning March 1 or September 1 in any year, a manufacturer whose total production for the period will be less than $250,000 (based on wholesale value) is not subject to paragraph (i) (1), provided that no new lines are added and provided the manufacturer does not exceed his aggregate production in pairs during his six months' base period by more than 50%. The exemption in this paragraph shall not apply to manufacturers affiliated, as a subsidiary or otherwise, with another.

(v) Paragraphs (i) (1) and (i) (2) shall not apply to footwear made for the physically maimed or deformed on a custom-made basis and not for stock.

(vi) The War Production Board may authorize transfers of quotas from one type of footwear to another, and may authorize new or additional production in: (*a*) lines of which there is a critical civilian shortage, or (*b*) lines of reasonably durable footwear utilizing non-critical materials. However, it will be the general policy of the War Production Board not to authorize new or additional production in a plant located in a Group I or Group II labor area unless the manufacturer shows that he will not require additional labor otherwise available for war production.

Application for such authorization shall be made by letter, describing fully the footwear manufactured or proposed to be manufactured, listing in detail all the materials to be used, and stating the pairs desired to be made in each price range, the source of the manpower that

will be required, whether production will be reduced in any other line or lines, and all other facts pertaining to the application. Permission will not be granted to manufacture new lines unless the footwear to be made has been specifically priced by the Office of Price Administration and the certificate number of such action is furnished with the application.

(vii) [Deleted Mar. 9, 1944]

(4) The period selected by any person as his six months' base period shall apply to all lines and may not be subsequently changed.

(j) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(k) *Records.* All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, purchases, production and sales.

(l) All persons affected by this order shall file such reports and questionnaires as may be requested by the War Production Board, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(m) *Communications.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Textile, Clothing and Leather Division, Washington 25, D. C., Ref.: M–217.

(n) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(o) *Effective date.* This order as amended shall become effective March 9, 1944 with the exception of paragraph (c) (2) which shall become effective on March 15, 1944, and paragraphs (c) (5), (e) (1), (e) (6) and (f), which shall become effective on April 15, 1944.

Conservation Order M–217 as presently in force shall remain in force until superseded by this amended order.

Issued this 9th day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE I—SPECIFICATIONS FOR SOLES

Abrasion. The material shall have a resistance to abrasion of not less than 4000 revolutions to abrade 50% of the thickness of the material, when tested on the type of machine used by and following the procedure of the National Bureau of Standards. The material may be tested on any other abrasive testing machine, using an appropriate number of abrasive strokes of revolutions to give abrasive action equivalent to the above.

Crackiness. The material shall not crack, after conditioning for 4 hours, at 32° F. and testing at that temperature, when bent 180° over a 3-inch mandrel. The material shall not crack, after aging for 48 hours at 120° F. ± 2° F. and reconditioning at 65 per cent ± 2 per cent relative humidity and 120° F. ± 2° F., when bent 180° over a 3-inch mandrel.

Tackiness. The material shall not become tacky or flow when subjected to a temperature of 120° F. ± 2° F. for 4 hours.

Stitch tear. Material which is used for stitched soles shall have a stitch tear strength of not less than 30 pounds when tested dry, and not less than 25 pounds when tested immediately after soaking in water for 4 hours. When the outsole is cemented securely to a backer or midsole, the test shall be made of the combined assembly.

Effect of water. After submerging in water at 75° F. ± 2° F. for 4 hours, the material shall not show visual evidence of delamination or separation and shall not show an increase in thickness of more than 20 per cent.

INTERPRETATION 1

The word "manufacture" in line two of paragraph (c) (1) of § 3290.191. (Conservation Order M–217), refers to the operation whereby the features mentioned in subdivisions (i) to (xvii), inclusive, of said paragraph became a part of the footwear.

Illustration: Subdivision (iv) refers to full overlaid tips or full overlaid foxings except on work shoes. The order prohibits the placing of full overlay tips or full overlay foxings on dress shoes after October 31, 1942. But it does not prohibit the completion of the shoe if an overlaid tip or an overlaid foxing has been affixed prior to said date. (Issued October 6, 1942.)

INTERPRETATION 2

FOOTWEAR

The reference to "leather outsoles or outside leather taps," in paragraph (c) (8) of § 3290.191 Conservation Order M–217 designates outsoles and outside taps the wearing qualities of which are derived primarily from leather. For example: An outsole composed primarily of leather but having a paper coating would constitute a "leather outsole," since, presumably, the paper would soon disappear and the wearing quality of the sole would rest primarily upon the leather.

On the other hand, if a sole of durable substitute material were cemented on a thin leather sole so that the substitute material received the wear the leather sole would constitute a midsole rather than an outsole.

Similarly, a wooden sole having a leather heel insert to provide nonskid and soundproofing features is not a "leather outsole," because the wear of the shoe is derived mainly from the wooden portion of the sole. (Issued Oct. 18, 1943.)

INTERPRETATION 3

[Interpretation 3 issued Dec. 17, 1943. A question and answer interpretation.]

INTERPRETATION 4

DEFINITIONS

The definition of "price range" in paragraph (b) (11) of Conservation Order M–217 states that price range shall have the usual trade significance so long as the highest list price in the range does not exceed the lowest by more than 10% or 25¢ a pair, whichever is the greater. The January 12, 1944 amendment in paragraph (b) (10) (iii) of the order allows manufacturers of misses' and children's and youths' and boys' footwear to consider their production in each type up to a wholesale price of $1.75 a pair as one line. This does not, however, permit manufacturers to add 25¢ to the $1.75 and consider all misses' and children's and youths' and boys' footwear up to $2.00 as falling within the line. The exemption added by the amendment is one superimposed upon the existing treatment of price lines and cannot be construed to apply to any footwear having a net wholesale price of more than $1.75. (Issued Feb. 28, 1944.)

[F. R. Doc. 44–3402; Filed, March 9, 1944; 11:43 a. m.]

PART 3293—CHEMICALS

[Conservation Order M–374]

BEVERAGE CANE SPIRITS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of industrial alcohol and of sugar, molasses, and grain, and facilities for the production of industrial alcohol, for defense, for private account and for export. The use of such raw materials as sugar, molasses and grain is necessary to the production of industrial alcohol for the manufacture of synthetic rubber and munitions. It is therefore deemed necessary and appropriate in the public interest and to promote the national defense, to allocate facilities for the production of beverage cane spirits (as defined in this order), and to control the importation of beverage can spirits so as to prevent further uncontrolled diversion of sugar and molasses to the production of these spirits:

§ 3293.616 *Conservation Order M–374* — (a) *Definitions.* (1) "Beverage cane spirits" means ethyl alcohol of 50 proof or higher made from molasses, sugar, sugar cane or sugar cane juice, and produced for beverage purposes or tax paid for beverage purposes. The term includes any solution, compound or mixture containing ethyl alcohol of 50 proof or higher, such as, for example, rum, cordials or gin.

(2) "Producer" means any person engaged in the production of beverage cane spirits.

(3) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States. It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to Canada, Mexico or any other foreign country.

(4) Beverage cane spirits shall be deemed "in transit" if it is afloat, if an on-board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

(b) *Restrictions on production of beverage cane spirits.* On and after March 15, 1944, no person shall produce beverage cane spirits except as specifically authorized by the War Production Board. The provisions of this paragraph shall be

applicable to the continental United States, Puerto Rico, the Virgin Islands of the United States and the territories of Hawaii and Alaska.

(c) *Restrictions on imports of beverage cane spirits.* On and after March 15, 1944, no person shall import, attempt to import, purchase for import, or make any contract or other arrangement for the importing of any beverage cane spirits without first having obtained authorization to do so from the War Production Board. This paragraph does not apply to beverage cane spirits produced in Puerto Rico, the Virgin Islands of the United States, or in the territories of Hawaii and Alaska for the reason that the production of beverage cane spirits in these localities is controlled by paragraph (b) of this order. This paragraph applies to the importation of beverage cane spirits regardless of the existence on March 15, 1944, or thereafter, of any contract or other arrangement for importation.

(d) *Applications for authorization to produce or import.* Any person requiring authorization to produce or import beverage cane spirits may apply by letter, in triplicate, to the War Production Board, stating the amount, by calendar quarter, of beverage cane spirits applicant desires to produce or import. Applicant must also state the amount of beverage cane spirits he has produced or imported, by calendar quarters, during the years 1940, 1941, 1942, 1943 and 1944. All quantities should be expressed in terms of proof gallons. It will be the policy of the War Production Board to permit production or importation of beverage cane spirits to the extent consistent with the fulfillment of requirements of sugar, molasses and industrial alcohol for the defense of the United States.

(e) *Exceptions.* Paragraphs (c) and (d) of this order do not apply:

(1) To beverage cane spirits which, on or before March 15, 1944, were in transit to a point within the continental United States; or

(2) To beverage cane spirits consigned as gifts or as samples, or for use as samples, or imported for personal use, where the quantity of each consignment or shipment is not more than two proof gallons. No person shall split up a single order of beverage cane spirits into smaller orders for the purpose of coming within this exception.

(f) *Special directives.* The War Production Board may from time to time issue special directives to producers concerning the kind of raw materials which may be used for the production of beverage cane spirits. This paragraph applies only to the continental United States, Puerto Rico, the Virgin Islands of the United States and the territories of Hawaii and Alaska.

(g) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(h) *Reports.* No beverage cane spirits, which are imported after March 15, 1944, shall be entered through the United States Bureau of Customs for any purpose (other than pursuant to paragraph (e) (2) of this order) whether for consumption, for warehouse, in transit, in bond, for re-export, for appraisal, or otherwise, unless the person making the entry shall file with the entry a certificate in duplicate, stating the following information: (1) Name of importer; (2) Date of bill of lading (this is only necessary if the beverage cane spirits were in transit on or before March 15, 1944); (3) Date and number of importer's WPB authorization; (4) Quantity of beverage cane spirits covered by the entry; (5) Port of entry; (6) Port of origin of shipment. The certificate shall be signed manually by a duly authorized official of the importer or as provided by Priorities Regulation No. 7. The standard form of certification provided in Priorities Regulation No. 7 may not be used instead of the certificate described above. The filing of such certificate a second time shall not be required upon any subsequent entry of the same shipment of beverage cane spirits through the United States Bureau of Customs for any purpose; nor shall the filing of such certificate be required upon the withdrawal of any beverage cane spirits from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of the certificate shall be promptly transmitted by the Collector of Customs to the War Production Board, Chemicals Bureau, Washington 25, D. C., Reference M-374.

(i) *Bureau of the Budget Approval.* The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(j) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any person may be prohibited from making or obtaining further deliveries of or from processing or using, material under priority control and may be deprived of priorities assistance.

(k) *Communications.* All communications concerning this order shall be addressed to the War Production Board, Chemicals Bureau, Washington 25, D. C., Reference M-374.

Issued this 9th day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-3404; Filed, March 9, 1944; 11:44 a. m.]

PART 3293—CHEMICALS

[Conservation Order M-54, as Amended January 21, 1944, Amdt. 1]

MOLASSES

Section 3293.91 *Conservation Order M-54*, is hereby amended in the following respects:

1. A new subparagraph (7) should be added to paragraph (d), reading as follows:

(7) Deliveries for the production of beverage spirits or industrial alcohol authorized under paragraph (f) hereof.

2. Paragraph (f) should be stricken and the following substituted:

(f) *Restrictions on molasses for beverage spirits and industrial alcohol.* No person shall use or accept delivery of molasses for the manufacture of beverage spirits or industrial alcohol except to the extent authorized by the War Production Board.

3. Paragraph (n) should be stricken and the following substituted:

(n) *Exemptions.* None of the restrictions, prohibitions or requirements contained in this order shall apply to the delivery, acceptance of delivery or use of molasses outside of the continental United States, except that paragraph (c) (1) (vii) relating to Class 7 purchasers, and paragraph (f) relating to restrictions with reference to beverage cane spirits and industrial alcohol, shall be applicable to Puerto Rico and the Virgin Islands of the United States.

4. Throughout the order, references to Forms PD-456, PD-457 and PD-458 should be changed to WPB-891, WPB-892 and WPB-890 respectively.

Issued this 9th day of March 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-3401; Filed, March 9, 1944; 11:43 a. m.]

Chapter XI—Office of Price Administration

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 418,[1] Amdt. 26]

FRESH FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 14 is amended to read as follows:

SEC. 14. *Evasion.* (a) The price limitations set forth in this Regulation shall not be evaded, either by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of, or relating to fresh fish or seafood separately or in combination with any other commodity or service, or by way of any commission, service, transportation, container, packaging or other charge, or discount premium or other privilege, or by tying agreement or other trade understanding, or by changing the style of dressing of fresh fish or seafood, or otherwise.

(b) Specifically, but not exclusively, the following practices are prohibited:

(1) Falsely or incorrectly invoicing fresh fish and seafood.

(2) Offering, selling or delivering fresh fish or seafood on condition that the purchaser is required to purchase some other commodity or service.

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*Copies may be obtained from the Office of Price Administration.

[1] 8 F.R. 9366, 10086, 10513, 10939, 11734, 11687, 12468, 12233, 12688, 13297, 13182, 13302, 14049, 14475, 14616, 15257, 15430, 16131, 16293, 16296, 9 F.R. 90, 1325, 1532, 1575, 2133, 2408.

(3) Offering to sell or purchase, selling or purchasing, delivering or receiving at a price higher than the current market price, not to exceed 5 cents per pound, any fresh fish or seafood not priced by this Maximum Price Regulation No. 418 when sold by or purchased from a producer in combination with a sale or purchase of fresh fish or seafood, the price of which is controlled by Maximum Price Regulation No. 418; *Provided*, That this subparagraph (3) shall not apply if fresh fish or seafood, the price of which is controlled by Maximum Price Regulation No. 418, constitutes less than 25 percent of the weight of the fresh fish or seafood involved in the total sale or purchase.

(4) Offering to sell or purchase, selling or purchasing, delivering or receiving at a price higher than the current market price any fresh fish or seafood not priced by this Maximum Price Regulation No. 418 when sold by or purchased from a wholesaler in combination with a sale or purchase of fresh fish or seafood, the price of which is controlled by Maximum Price Regulation No. 418.

(5) Charging, paying, billing or receiving any consideration for or in connection with any service for which a specific allowance has not been provided in this Maximum Price Regulation No. 418.

This amendment shall become effective March 13, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3280; Filed, March 7, 1944; 3:50 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 19]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

Correction

In Table 9 of F. R. Doc. 44-2369 appearing at page 2008 of the issue for Tuesday, February 22, 1944, the figure in column 5 opposite item 7 should read $5.08. In Note 3 to Table 11 the heading "Allowances for refrigeration and accessorial charges (all year)" should appear immediately above the column of charges.

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 1[1] to GMPR, Amdt. 50]

CLAY PIGEONS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Revised Supplementary Regulation No. 1 is amended in the following respect:

Section 4.2 (f) is amended to read as follows:

(f) Clay pigeons, but this exemption shall expire on July 1, 1944.

This amendment shall become effective on the 8th day of March 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 8th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3356; Filed, March 8, 1944; 3:45 p. m.]

PART 1340—FUEL

[MPR 189, Amdt. 20]

BITUMINOUS COAL SOLD FOR DIRECT USE AS BUNKER FUEL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation No. 189 is amended in the following respect:

1. Section 1340.313 (c) (1) (i) (*d*) is amended to read as follows:

(*d*) *District*

District 13: From mines in the following Price Group numbers and from specified mines:

Price Group Numbers:	*Cents*
1, 2, 3, 6	50
4, 5, 9, Mine Index No. 11	75
7, 8, Mine Index No. 56	100

2. In § 1340.313 (c) (2) (i) (*a*), the numeral 50 is changed to 80.

3. Section 1340.313 (c) (3) is amended to read as follows:

(3) The maximum prices provided by the above paragraphs (1) and (2) of § 1340.313 (c) will be terminated; appropriate notice of a termination date will be given and appropriate substitute provision will be made.

This amendment shall become effective as of February 3, 1944, except that the amendment of § 1340.313 (c) (2) (i) (*a*) shall become effective March 15, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 9th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3396; Filed, March 9, 1944; 11:08 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 465,[1] Amdt. 2]

USED PRESSURE VESSELS AND USED ENCLOSED ATMOSPHERIC PRESSURE VESSELS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 7 (c) (1) (v) is added to read as follows:

(v) (*a*) The actual cost in excess of $100 of installing the used vessels being sold at the present location, where (1) the vessel is installed underground at the time of sale, and (2) the vessel is purchased for use in its present location. This actual cost of installation shall be depreciated at the rate of 5% per year on the straightline method. The period of time from the date from which the present installation was made to the date of sale shall be used to determine the amount of depreciation. In measuring that period of time, a fractional period of a month, consisting of 16 days or more, shall be regarded as a full month and a fractional period of a month consisting of 15 days or less shall be disregarded.

(*b*) When the seller makes the addition permitted by this subdivision, he shall file a report with the Office of Price Administration within 10 days after he sells the used vessel. This report shall state:

(*1*) The date the vessel was installed in the present setting and the location of the present setting.

(*2*) The cost of installing the vessel in the present setting together with evidence of this cost.

(*3*) A calculation showing that the amount added to the maximum price for installation was computed in accordance with this subdivision (v).

This amendment shall become effective March 15, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 9th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3397; Filed, March 9, 1944; 11:08 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 3,[1] Amdt. 2 to 10th Rev. Zoning Order 1]

SUGAR; ORDER ESTABLISHING ZONES

The Tenth Revised Zoning Order No. 1 is amended in the following respects:

1. Section 1407.281 (a) Zone 2 is amended to read as follows:

Zone 2 shall include the State of New York; Bergen, Essex, Hudson, Middlesex, Monmouth, Morris, Passaic, Sussex, and Union Counties in the State of New Jersey.

2. Section 1407.281 (a) Zone 2A is revoked.

3. Section 1407.281 (a) Zone 3A is amended to read as follows:

Zone 3A shall include that part of the State of Indiana which is not located in Zone 8; and Adams, Athens, Brown, Butler, Clark, Clermont, Clinton, Fairfield, Fayette, Franklin, Gallia, Greene, Guernsey, Hamilton, Highland, Hocking, Jackson, Lawrence, Licking, Madison, Meigs, Monroe, Montgomery, Morgan, Muskingum, Noble, Perry, Pickaway,

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[1] 8 F.R. 4978, 6055, 6363, 6547, 6615, 6852, 6964, 7261, 7270, 7349, 7592, 7600, 7668, 8710, 8754, 9016, 9025, 9218, 9219, 10002, 10304, 10759, 11572, 11574, 11738, 11814, 11951, 12406, 12793, 13171, 13513, 14473, 14819, 15381, 15432, 15527, 16603, 16664, 16797, 17485; 9 F.R. 215, 88, 184, 730, 797, 755, 1531, 2138.

*Copies may be obtained from the Office of Price Administration.

[1] 8 F.R. 12625.

[1] 9 F.R. 1433, 1534, 2233.

Pike, Preble, Ross, Scioto, Vinton, Warren, and Washington Counties in the State of Ohio.

4. Section 1407.281 (a) Zone 10 is amended to read as follows:

Zone 10 shall include the lower peninsula of the State of Michigan; that part of the State of Ohio which is not located in Zone 3A; and Brooke, Hancock, Ohio, and Marshall Counties in the State of West Virginia.

5. Section 1407.281 (c) is amended to read as follows:

(c) Sugar may be delivered, shipped or transferred as follows:

(1) From Zone 1 to any point in Zone 1A.
(2) From Zone 2 to any point in Zones 1A or 10.
(3) From Zone 3 to any point in Zone 10.
(4) From Zone 6 to any point in Zone 8A or to any point in the City of Bristol located in the State of Virginia.
(5) From Zone 8 to any point in Zones 3A, 8A, 9, 10, or 11, or to any point in the City of Bristol located in the State of Virginia.
(6) From Zone 9 to any point in Zone 9A.
(7) From Zone 12 to any point in Zone 9A or 11.

6. Section 1407.281 (e) (4) is added to read as follows:

(4) Until April 15, 1944, granulated sugar in two and five pound packages which are clearly labeled to show that the sugar therein may be used during the Passover Holiday by members of the Jewish Faith observing the Orthodox Jewish dietary regulations for that holiday, may be delivered, shipped, or transferred from any zone to any point in any other zone.

7. Section 1407.281 (g) is added to read as follows:

(g) Any carrier who has, prior to the effective date of Amendment No. 2 to this Tenth Revised Zoning Order No. 1, accepted sugar for a delivery, shipment, or transfer not at that time prohibited by §§ 1407.168 and 1407.281 may complete such delivery, shipment, or transfer after the effective date of Amendment No. 2 to this Tenth Revised Zoning Order No. 1.

This Amendment No. 2 to the Tenth Revised Zoning Order No. 1 shall become effective March 9, 1944.

(Pub. Law 421, 77th Cong.; Executive Order 9125, 7 F.R. 2719; Executive Order 9280, 7 F.R. 10179; WPB Dir. No. 1 and Supp. Dir. No. 1E, 7 F.R. 562, 2965; Food Dir. No. 3, 8 F.R. 2005; Food Dir. 8, 8 F.R. 7093; § 1407.168 of Revised Ration Order 3)

Issued this 9th day of March 1944.

WALTER F. STRAUB,
Director, Food Rationing Division.

[F. R. Doc. 44-3398; Filed, March 9, 1944; 11:08 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14 to GMPR, Amdt. 103]

GUM ROSIN CURRENT MARKET PRICE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

The second sentence in the first paragraph of section 4.17 (c) is amended to read as follows:

"Current market price" means the price so quoted on the day the Exchange is open for business next preceding the day on which the manufacturer accepts the order for the rosin size being priced.

This amendment shall become effective March 15, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 9th day of March 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-3399; Filed, March 9, 1944; 11:08 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 25—MEDICAL

ORTHOPEDIC AND PROSTHETIC APPLIANCES

§ 25.6115 *Conditions governing the furnishing of.* * * *

(c) Artificial limbs and other prosthetic or orthopedic appliances of a permanent type may be purchased, made or repaired for, and special clothing made necessary by wear of such appliances may be furnished to:

* * * * *

(3) Domiciled members, when medically held needed for (i) a service-connected condition; (ii) a disease or injury not service-connected, but held to be aggravating disability from a service-connected condition (adjunct treatment); (iii) appliances, except artificial limbs and hearing devices, not considered for furnishing under (a) or (b), may nevertheless be procured or repaired for domiciled members, when medically determined necessary as an incident of domiciliary care. In individual cases when, in medical judgment, an artificial limb or hearing device is held necessary as an incident of domiciliary care, and is not furnishable under (a) or (b) hereof, a recommendation for such service, with a sufficient explanation of the circumstances may be submitted to the medical director, whose approval or disapproval will decide whether such article is to be applied. Repairs to artificial limbs or hearing devices that have been so supplied upon authority of the medical director, may be made, without his prior approval, when the expense of any item of such repairs does not exceed $25.

(4) [Canceled].

(March 18, 1944) [48 Stat. 9, 57 Stat. 554-560; 38 U.S.C. 706]

FRANK T. HINES,
Administrator.

[F. R. Doc. 44-3408; Filed, March 9, 1944; 11:46 a. m.]

*Copies may be obtained from the Office of Price Administration.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense Transportation

[Administrative Order ODT 19]

PART 503—ADMINISTRATION

TRANSPORTATION OF DAIRY PRODUCTS BY COMMERCIAL MOTOR VEHICLES

General outline. This order requests and authorizes producers, motor carriers, dealers, and processors of dairy products within any given area to elect an Area Dairy Industry Transportation Advisory Committee. Committees representative of such persons, which have heretofore been recognized and approved, are authorized to function as Area Dairy Industry Transportation Advisory Committees in accordance with this order. The order sets forth specific methods by which such committees are requested to assist the Office of Defense Transportation in attaining the purposes of General Order ODT 21, as amended, in relation to transportation of dairy products by commercial motor vehicles from producing areas to plants of dealers and processors, and between such plants. Where, for any reason, information which a committee is authorized to gather has not been furnished to a district manager by a committee, he may proceed to acquire it on his own initiative.

The order authorizes each district manager to direct the operation of commercial motor vehicles in the transportation of dairy products from producing areas to the plants of processors and dealers, and between such plants, within any area which the Director, Division of Motor Transport, may designate. This authority is to be exercised subject to certain limitations expressed in the order, and to any instructions or directions issued from time to time by the Director of the Office of Defense Transportation, and subject to the general control and supervision of the Director or of the Director, Division of Motor Transport. Provision is made for appeals by any producer, motor carrier, dealer, or processor from any direction issued pursuant to this order.

This general outline shall not be construed to alter the meaning of any provision contained in the order. The text of Administrative Order ODT 19 follows:

Pursuant to the act of May 31, 1941, as amended by the Second War Powers Act, 1942, Executive Order 8989, as amended, Executive Order 9156, and War Production Board Directive 21, and in order to regulate the operation of commercial motor vehicles utilized in the transportation of dairy products from producing areas to the plants of dealers and processors, or between such plants, pursuant to § 501.101 of General Order ODT 21, as amended (7 F.R. 7100; 8 F.R. 2510) *It is hereby ordered,* That:

Sec.
503.385 Area Dairy Industry Transportation Advisory Committee; elected by producers, motor carriers, dealers, and processors.
503.386 Committees heretofore formed and approved.

Sec.
503.387 Committee shall not act until approved.
503.388 Functions of Area Dairy Industry Transportation Advisory Committee.
503.389 Administration of § 501.101 of General Order ODT 21, as amended.
503.390 Directions issued by district manager; service.
503.391 Limitations upon district manager.
503.392 Complaints; decision by district manager.
503.393 Appeals to regional director.
503.394 Appeals to Director of the Office of Defense Transportation.
503.395 Stay of directions; modification to conform with final decision.
503.396 Supervision and reservations.
503 397 Definitions.
503.398 Communications.

AUTHORITY: §§ 503.385 through 503.398 issued under the act of May 31, 1941, as amended by the Second War Powers Act, 1942, 56 Stat. 176, 50 U. S. Code secs. 631 through 645a; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; War Production Board Directive 21, 8 F.R. 5834.

§ 503.385 *Area Dairy Industry Transportation Advisory Committee; elected by producers, motor carriers, dealers, and processors.* Producers, motor carriers, dealers, and processors of dairy products within any given area are hereby requested and authorized to elect (unless they have already formed a committee described in § 503.386 of this order) an Area Dairy Industry Transportation Advisory Committee which shall be representative of such producers, motor carriers, dealers, and processors. When the committee is elected, the members thereof shall elect a chairman, vice-chairman, secretary, and such other officers as may be deemed advisable, and the chairman, or other officer authorized by the committee, shall sign and file with the Director, Division of Motor Transport, Washington, D. C., a statement containing the following information:

(a) The name and address of each person participating in the election of the committee;

(1) Whether such person is a producer, motor carrier, dealer or processor, or a combination thereof;

(2) The kind of dairy products which such person produces, transports, deals in or processes, as the case may be;

(b) The name and address of each member of the committee;

(c) The class or group which each member of the committee represents;

(d) The method utilized in electing the committee; and

(e) A description of the area within which the committee proposes to act.

§ 503.386 *Committees heretofore formed and approved.* Without further approval, any Industry Transportation Committee or Industry Advisory Committee representative of producers, motor carriers, dealers and processors of dairy products, which heretofore has been approved by the Office of Defense Transportation, is hereby authorized to function as an Area Dairy Industry Transportation Advisory Committee in accordance with the provisions of this order.

§ 503.387 *Committees shall not act until approved.* Except as provided in §§ 503.385 and 503.386 of this order, no Area Dairy Industry Transportation Advisory Committee shall perform any act until the Director, Division of Motor Transport, in a writing directed to the chairman of the committee, has approved the election of such committee, and the members and officers thereof, and has approved the designation of the area within which the committee proposes to act. Such approval may be withdrawn in whole or in part at any time.

§ 503.388 *Functions of Area Dairy Industry Transportation Advisory Committee.* Each approved Area Dairy Industry Transportation Advisory Committee, including any approved committee formed prior to the effective date of this order, is requested and authorized:

(a) To acquire and keep record of the name and address of each producer of dairy products within the designated area of the committee, the approximate quantity, kind and quality of dairy products to be transported by commercial motor vehicle by or for each producer, and the points between which, and the times at which, such products are to be so transported.

(b) To acquire and keep record of the name and address of each motor carrier engaged in the transportation of dairy products (including a description of each vehicle so operated by such carrier) to or from points within such area, and the name and address of each producer, dealer and processor served by such carrier.

(c) To study, develop, formulate, and make recommendations and reports to the district manager concerning policies, procedures, rules, programs, formulas, or plans pertaining to the transportation of dairy products by commercial motor vehicle to and from points within such area.

(d) To make recommendations to the district manager concerning the issuance, review, reconsideration, suspension, recall, cancellation or revocation of Certificates of War Necessity pertaining to commercial motor vehicles utilized, or to be utilized, in the transportation of dairy products to and from points within such area.

§ 503.389 *Administration of § 501.101 of General Order ODT 21, as amended.* (a) Each district manager is hereby authorized to administer the provisions of § 501.101 of General Order ODT 21, as amended (7 F.R. 7100; 8 F.R. 2510) in respect of the transportation of dairy products by commercial motor vehicle to and from points within any area designated by the Director, Division of Motor Transport, to assure that such operations shall be confined to those which are necessary to the war effort or to the maintenance of essential civilian economy, shall be so conducted as to assure maximum utilization in such service of the commercial motor vehicles so operated, and shall conserve and providently utilize rubber or rubber substitutes and other critical materials used in the manufacture, maintenance, and operation of such vehicles.

(b) For the purpose of exercising the foregoing authority, each district manager is hereby authorized to acquire the information described in paragraphs (a) and (b) of § 503.388 of this order, unless such information may be obtained from an approved Area Dairy Industry Transportation Advisory Committee which has acquired and kept record thereof.

§ 503.390 *Directions issued by the district manager; service.* (a) The district manager shall consider any recommendation made by an approved Area Dairy Industry Transportation Advisory Committee for the area within which he is authorized to act pursuant to this order. Directions issued by the district manager pursuant this order shall be in writing signed by the district manager. A true copy shall be served upon each person having possession or control of a commercial motor vehicle whose operation will be governed by such directions, and upon each producer, dealer or processor whose service will be changed by those directions. The service shall be made in person or by mail, not less than 10 days prior to the effective date of any such directions: *Provided*, That, in lieu of such service, producers, dealers and processors, at the option of the district manager, may be served by publication of such directions, not less than 10 days prior to the effective date thereof, in a newspaper having a general circulation within the area in which the directions will be effective.

(b) At the time of the issuance of any such directions, a true copy thereof shall be furnished to the chairman of any approved Area Dairy Industry Transportation Advisory Committee within whose area the directions will be effective.

§ 503.391 *Limitations upon district manager.* No directions shall be issued by a district manager pursuant to this order that will:

(a) Deprive any person, without his consent, of transportation of his dairy products by commercial motor vehicle if the use of other available transportation will require that person to accept a lesser basic price for his dairy products.

(b) Deprive any person, without his consent, of the transportation of dairy products by commercial motor vehicle to the dealer or processor then receiving such products unless the issuance of such directions is approved by the Director, Division of Motor Transport.

(c) Deprive any person, without his consent, of transportation by the motor carrier then performing such transportation unless:

(1) The performance of such transportation by another motor carrier is available or

(2) The issuance of such directions is approved by the Director, Division of Motor Transport.

(d) Prevent any dealer or processor, without his consent, from procuring by commercial motor vehicle approximately the same quantity, kind and quality of dairy products as such dealer or processor received by commercial motor vehicle at the time of the issuance of the direc-

tions unless the issuance of such directions is approved by the Director, Division of Motor Transport.

§ 503.392 *Complaints; decision by district manager.* (a) Any producer, motor carrier, dealer, or processor may file a complaint with the district manager concerning any direction issued by him pursuant to this order. Such a complaint may be filed at any time before or after the effective date of the directions, but the stay of directions provided for in § 503.395 of this order shall be applicable only in respect of complaints filed on or before the effective date of the directions. The complaint shall be in writing setting forth the facts pertaining thereto, and shall be signed by and show the address of the person filing the complaint. Signed statements, which support or contradict the facts set forth in the complaint or in any statement filed in the matter, may be filed by any person having an interest in the subject matter of the complaint at any time prior to a decision thereof by the district manager. The complaint shall be decided by the district manager within 10 days after receipt of the complaint. The decision shall be in writing stating the reasons therefor, and shall either overrule the complaint or sustain it in whole or in part. A copy of the decision shall be served on the complainant in person, or by mail directed to the address shown in the complaint: *Provided*, That the provisions of §§ 503.392, 503.393, 503.394 and 503.395 of this order shall not apply to any complaint made by a motor carrier concerning the issuance, review, reconsideration, suspension, recall, cancellation, or revocation of a Certificate of War Necessity, and any such complaint, and any proceedings in respect thereof, shall be exclusively governed by the provisions of any applicable order issued by the Office of Defense Transportation.

(b) At the time of the issuance of any such decision, a true copy thereof shall be furnished to the chairman of any Area Dairy Industry Transportation Advisory Committee within whose area the directions, which are the subject of the complaint, are or will be effective.

§ 503.393 *Appeals to regional director.* (a) Any complainant, with 5 days after service of the district manager's decision on the complaint, may file an appeal therefrom to the regional director. Such appeal shall be in writing filed with the district manager and shall state the reasons why the decision should be reversed or modified. Upon the filing of an appeal, the district manager forthwith shall forward the entire file in respect thereof to his regional director who within 10 days after receipt of the file shall decide the complaint upon the record so transmitted. The decision on the appeal shall be in writing stating the reasons therefor, and shall overrule the complaint, or sustain it, in whole or in part. A copy of the decision shall be served on the complainant in person, or by mail directed to the address shown in the complaint.

(b) At the time of the issuance of any such decision, a true copy thereof shall be furnished to the district manager and the chairman of any Area Dairy Industry Transportation Advisory Committee within whose area the directions, which are the subject of the complaint, are or will be effective.

§ 503.394 *Appeals to Director of the Office of Defense Transportation.* (a) Any complainant, within 5 days after service of the regional director's decision, may file an appeal therefrom to the Director of the Office of Defense Transportation. Such appeal shall be in writing, filed with the regional director, and shall state the reasons why the decision should be reversed or modified. Upon the filing of the appeal, the regional director shall forward the entire file to the Director of the Office of Defense Transportation, Washington, D. C., who will decide the appeal on the record so transmitted, and will overrule the appeal, or sustain it, in whole or in part. The decision of such appeal shall be final. A copy of the decision will be served on the complainant in person, or by mail directed to the address shown in the complaint.

(b) At the time of the issuance of any such decision, a true copy thereof will be furnished to the district manager, the regional director and the chairman of any Area Dairy Industry Transportation Advisory Committee within whose area the directions, which are the subject of the complaint, are or will be effective.

§ 503.395 *Stay of directions; modification to conform with final decision.* Pending a decision in respect of any complaint filed on or before the effective date of the directions, or pending decision of any appeal filed, in accordance with the order, in respect of such complaint, the directions, to the extent complained of, shall be suspended to the degree required to provide the complainant with the transportation service he was performing or receiving at the time of issuance of such directions. Any directions in respect of which any complaint is filed shall be modified by the district manager to the extent required to conform with any final decision on the complaint or on any appeal taken in respect thereof. Any decisions on a complaint or on an appeal to a regional director shall become final upon expiration of the time prescribed for appealing therefrom, if no appeal is filed within that time; any decision on an appeal to the Director of the Office of Defense Transportation shall be final when issued unless otherwise ordered by the Director.

§ 503.396 *Supervision and reservations.* The authority hereby delegated shall be exercised subject to any instructions or directions issued from time to time by the Director of the Office of Defense Transportation, and to general control and supervision, and modification or revocation in any specific case, by such Director, or by the Director, Division of Motor Transport. Notwithstanding any of the provisions of this order, the Director of the Office of Defense Transportation may, in his discretion, exercise from time to time the authority or perform any of the functions or duties delegated by this order. This order shall not be construed as revoking or otherwise affecting any prior delegation of authority contained in any order or other document heretofore issued by the Director of the Office of Defense Transportation or the Director, Division of Motor Transport.

§ 503.397 *Definitions.* (a) As used in this order the term:

(1) "District" and "region" mean, respectively, a district and region of the Division of Motor Transport of the Office of Defense Transportation as described in Administrative Order ODT 6 (8 F.R. 13194).

(2) "District manager" means the manager of a district.

(3) "Regional director" means the director of a region.

(4) "Director, Division of Motor Transport" means the Director of the Division of Motor Transport, Office of Defense Transportation.

(5) "Dairy products" means whole milk, or any liquid or semiliquid product or by-product thereof.

(6) "Producer" means any person by whom or under whose supervision or control dairy products are produced.

(7) "Processor or dealer" means any person who: (i) except at retail, acquires dairy products from a producer; (ii) acquires dairy products from a processor or dealer, as defined in subdivision (i) of this subparagraph, for processing or sale; or, (iii) except at retail, markets dairy products for a producer.

(8) "Motor carrier" means any person who controls or operates a commercial motor vehicle in the transportation of dairy products except when operated in retail distribution.

(b) As used in this order, any term that is defined in General Order ODT 21, as amended, shall have the meaning specified therefor in § 501.90 (definitions) of General Order ODT 21 (7 F.R. 7100).

§ 503.398 *Communications.* Communications concerning this order should refer to "Administrative Order ODT 19" and unless otherwise directed should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington 25, D. C.

This Administrative Order ODT 19 shall become effective the 15th day of March 1944.

NOTE: The recording and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued at Washington, D. C., this 9th day of March 1944.

C. D. YOUNG,
Deputy Director,
Office of Defense Transportation.

[F. R. Doc. 44-3384; Filed, March 9, 1944; 10:44 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

GREEN RIVER PROJECT, UTAH

REVOCATION OF FIRST FORM WITHDRAWAL

JANUARY 1, 1944.

The SECRETARY OF THE INTERIOR.

SIR: From recent investigations in connection with the Green River project, the withdrawal of the hereinafter described lands, withdrawn in the first form prescribed by section 3 of the act of June 17, 1902 (32 Stat. 388), by departmental order of April 30, 1921, no longer appears necessary to the interests of the project.

It is therefore recommended that so much of said order as withdrew the lands hereinafter listed be revoked, *Provided*, That such revocation shall not affect the withdrawal of any other lands by said order or affect any other order withdrawing or reserving the lands hereinafter listed.

GREEN RIVER PROJECT
SALT LAKE MERIDIAN, UTAH

T. 21 S., R. 14 E.,
Sec. 12, N½, NE¼SE¼.
T. 21 S., R. 15 E.,
Sec. 7;
Sec. 8, SW¼NW¼, S½;
Sec. 13, E½NE¼, SW¼NE¼, S½NW¼, NW¼NW¼, E½SW¼, SW¼SW¼, SE¼;
Sec. 14, S½N½, S½;
Sec. 15, S½NE¼, N½NW¼, S½;
Sec. 17, NE¼, E½NW¼, NW¼NW¼, E½SE¼;
Sec. 18, N½NE¼;
Sec. 23, N½;
Sec. 24, S½NE¼, W½, SE¼.

Respectfully,

H. W. BASHORE,
Commissioner.

I concur: February 17, 1944.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, and it is so ordered. The jurisdiction over and use of such lands by the Bureau of Reclamation shall cease upon the date of the signing of this order.

This order, however, shall not otherwise become effective to change the status of the lands until 10:00 o'clock a. m. of the sixty-third day from the date on which it is signed, whereupon the lands shall, subject to valid existing rights, become subject to such application, petition, location, or selection as may be authorized by the public-land laws in accordance with the provisions of 43 CFR 295.8 (Circ. 324, May 22, 1914, 43 L. D. 254) and 43 CFR part 296, to the extent that these regulations are applicable.

The Commissioner of the General Land Office is hereby authorized and directed to cause the records of his office and of the local land office to be noted accordingly.

MICHAEL W. STRAUS,
First Assistant Secretary.

FEBRUARY 21, 1944.

[F. R. Doc. 44-3392; Filed, March 9, 1944; 10:53 a. m.]

General Land Office.

[Public Land Order 209]

IDAHO

WITHDRAWING PUBLIC LANDS FOR USE OF WAR DEPARTMENT

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the War Department for a prisoner of war camp, sewage treatment plant, pressure sewer, water line, and access road:

BOISE MERIDIAN

T. 9 S., R. 22 E.,
Sec. 29, SE¼;
Sec. 32, NE¼;
Sec. 33.
T. 10 S., R. 22 E.,
Sec. 4.
The areas described aggregate 1,600 acres.

This order shall take precedence over but not modify (1) the orders of November 17, 1902, and March 24, 1908, of the Secretary of the Interior, withdrawing lands for reclamation purposes, and (2) the order of December 4, 1940, establishing Idaho Grazing District No. 5, so far as such orders affect the above-described lands.

This order is subject to the condition that the War Department shall remove the improvements and restore the lands to their present condition when the use of the lands is terminated.

The jurisdiction granted by this order shall cease at the expiration of the six months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the lands hereby reserved shall be vested in the Department of the Interior, and any other Department or agency of the Federal Government according to their respective interests then of record. The lands, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

ABE FORTAS,
Acting Secretary of the Interior.

FEBRUARY 24, 1944.

[F. R. Doc. 44-3389; Filed, March 9, 1944; 10:53 a. m.]

[Public Land Order 210]

ALASKA

EXCLUDING CERTAIN TRACTS OF LAND FROM CHUGACH AND TONGASS NATIONAL FORESTS AND RESTORING THEM TO ENTRY

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 36 (U. S. C., title 16, sec. 473), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

The following-described tracts of public land in Alaska, occupied as home sites, and identified by surveys, plats and field notes of which are on file in the General Land Office, Washington, D. C., are hereby excluded from the Chugach and Tongass National Forests as hereinafter indicated, and restored to entry under the applicable public-land laws:

CHUGACH NATIONAL FOREST

On the South shore of Boswell Bay, 4.97 acres; latitude 60°23'49" N., longitude 146° 06'48" W. (Homesite No. 50);

U. S. Survey No. 2532, lot "D", 4.14 acres; latitude 60°21'30" N., longitude 149°21'20" W. (Homesite No. 54, Lakeview Group);

TONGASS NATIONAL FOREST

U. S. Survey No. 2321, lot "H", 3.68 acres; latitude 56°27'10" N., longitude 132°23'00" W. (Homesite No. 230, Wrangell Group);

U. S. Survey No. 2321, lot "X", 4.73 acres; latitude 56°27'10" N., longitude 132°23'00" W. (Homesite No. 693, Wrangell Group);

U. S. Survey No. 2475, lot "J", 4.99 acres; latitude 58°21'35" N., longitude 134°33'00" W. (Homesite No. 103, Mile 7 Group);

U. S. Survey No. 2517, lot "C", 1.92 acres; latitude 58°28'30" N., longitude 134°47'00" W. (Homesite No. 709, Pearl Harbor Group);

U. S. Survey No. 2554, lot "K", 3.84 acres; latitude 55°28'30" N., longitude 131°48'00" W. (Homesite No. 567, Clover Pass Group);

U. S. Survey No. 2604, lot 23, 3.29 acres; latitude 55°25'42" N., longitude 131°50'00" W. (Homesite No. 645, Point Higgins Group, Group "B");

U. S. Survey No. 2604, lot 33, 2.69 acres; latitude 55°25'42" N., longitude 131°50'00" W. (Homesite No. 665, Point Higgins Group);

U. S. Survey No. 2616, lot 14, 1.42 acres; latitude 55°57'45" N., longitude 133°47'05" W. (Homesite No. 723, Fisherman's Harbor Group);

On the West shore of South Inian Pass, Inian Island, 4.89 acres; latitude 58°15'00" N., longitude 136°20'30" W. (Homesite No. 820);

On the North shore of Inian Cove, Inian Island, 4.51 acres; latitude 58°16'00" N., longitude 136°19'00" W. (Homesite No. 821).

ABE FORTAS,
Acting Secretary of the Interior.

FEBRUARY 28, 1944.

[F. R. Doc. 44-3390; Filed, March 9, 1944; 10:53 a. m.]

DEPARTMENT OF AGRICULTURE.

Farm Security Administration.

DESIGNATION OF LOCALITIES FOR LOANS

Designation of localities in county in which loans, pursuant to Title I of the Bankhead-Jones Farm Tenant Act, may be made.

In accordance with the rules and regulations promulgated by the Secretary of Agriculture on July 1, 1941, as extended by the War Food Administrator's Delegation of Authority issued November 3, 1943, loans made in the county mentioned herein, under Title I of the Bankhead-Jones Farm Tenant Act, may be made within the localities herein described and designated. The value of the average farm unit of thirty acres and more in each of these localities has been determined in accordance with the provisions of the said rules and regulations. A description of the localities and the determination of value for each follow:

REGION V—GEORGIA

NEWTON COUNTY

Locality I: Consisting of districts 420, 461, 462, 477, 547, 1261, 1522, 1525, and 1618, $2,682.
Locality II: Consisting of districts 464, 546, 567, and 1513, $2,014
Locality III: Consisting of districts 463, 1249, and 1717, $1,630.

The purchase price limit previously established for the county above-mentioned is hereby cancelled.

Approved March 7, 1944.

FRANK HANCOCK,
Administrator.

[F. R. Doc. 44-3352; Filed, March 8, 1944; 3:16 p. m.]

DEPARTMENT OF LABOR.

Division of Public Contracts.

CONTRACTS FOR EVAPORATED AND POWDERED SKIM MILK

NOTICE OF HEARING

Notice of hearing in the matter of an exception from the provisions of the Walsh-Healey Public Contracts Act of contracts for evaporated milk and powdered skimmed milk.

On November 4, 1942, I issued an exception upon the request of the Secretary of War pursuant to the powers vested in me by section 6 of the Walsh-Healey Public Contracts Act (49 Stat. 2036; 41 U.S.C. 35) permitting the award of Government contracts for evaporated milk and powdered skimmed milk during the period from this date to December 31, 1943, without the inclusion in such contracts of the representations and stipulations of section 1 of the act. On February 22, 1944, the Acting Secretary of War requested an extension of this exception to December 31, 1944. In view of objections to this request which have been filed with me, it appears advisable to hold a hearing at which all interested parties may present their views on the question whether the exception shall be extended in accordance with the request of the Acting Secretary of War.

Notice is, therefore, given that a public hearing will be held before L. Metcalfe Walling, Administrator of the Wage and Hour and Public Contracts Divisions, or a representative designated to preside in his place, at 10 a. m., March 21, 1944, in Room 7129, Department of Labor Building, 14th and Constitution, Washington, D. C., for the purpose of receiving evidence and hearing argument on the question whether the exception of November 31, 1942, permitting the award of Government contracts for evaporated milk and powdered skimmed milk without the inclusion in such contracts of the representations and stipulations of section 1 of the act shall be extended to December 31, 1944, in accordance with the provisions of section 6 of the act. Interested parties may be heard in person or by authorized representatives. Briefs (original and four copies) and telegraphic communications will be considered if filed prior to the hearing date. Any persons intending to appear at this hearing shall file with the Administrator at Washington, D. C., a notice of his intention to appear which shall contain the following information:

1. Name and address of person appearing;
2. If such person is appearing in a representative capacity, the name and address of the person or persons whom he is representing;
3. Whether such person proposes to appear in support of or in opposition to the requested extension of the exception.

Dated: March 6, 1944.

FRANCES PERKINS,
Secretary of Labor.

[F. R. Doc. 44-3388; Filed, March 9, 1944; 10:54 a. m.]

Wage and Hour Division.

MUNICIPALITY OF ST. THOMAS AND ST. JOHN, VIRGIN ISLANDS

NOTICE OF PUBLIC HEARING BEFORE SPECIAL INDUSTRY COMMITTEE

Notice of public hearing before the Special Industry Committee for the Municipality of Saint Thomas and Saint John, Virgin Islands, for the purpose of receiving evidence to be considered in recommending minimum wage rates for employees in said municipality.

In conformity with the Fair Labor Standards Act of 1938, as amended, and with § 511.11 of part 511 of the rules and regulations issued pursuant thereto, notice is hereby given to all interested persons that a public hearing will be held beginning on April 4, 1944 at 10:00 a. m., at the Municipal Council Hall in Charlotte Amalie, Saint Thomas, Virgin Islands, for the purpose of receiving evidence to be considered by the Special Industry Committee for the municipality of Saint Thomas and Saint John, Virgin Islands, in determining the highest minimum wage rates for all employees in said municipality who within the meaning of the said act are "engaged in commerce or in the production of goods for commerce," which, having due regard to economic and competitive conditions, will not substantially curtail employment and will not give any industry in the Virgin Islands a competitive advantage over any industry in the United States outside of the Virgin Islands.

The Special Industry Committee for the municipality of Saint Thomas and Saint John, Virgin Islands, was created by Administrative Order No. 228 published in the FEDERAL REGISTER on March 9, 1944. It is charged, in accordance with the provisions of the Fair Labor Standards Act of 1938, as amended, and rules and regulations promulgated thereunder with the duty of investigating conditions in the industries of the municipality of Saint Thomas and Saint John and of recommending to the Administrator minimum wage rates which may be lower than 30 cents but not higher than 40 cents per hour for all employees in the municipality of Saint Thomas and Saint John who within the meaning of said act are "engaged in commerce or in the production of goods for commerce," excepting employees exempted by the provisions of section 13 (a) and employees coming under the provisions of section 14. Before any minimum wage rates recommended by the Committee are made effective, a public hearing will be held pursuant to section 8 of the act, at a time and place to be announced by the Administrator and at which all interested persons will have an opportunity to be heard.

Administrative Order No. 228 directed the Special Industry Committee for the municipality of Saint Thomas and Saint John, Virgin Islands, to proceed to investigate conditions and to recommend to the Administrator minimum wage rates for all employees in the industries in such municipality and in such order as the Committee may elect.

Any person who, in the opinion of the Committee or its duly authorized subcommittee, has a substantial interest in the proceeding and is prepared to present material pertinent to the question under consideration, may appear on his own behalf or on behalf of any other person. Persons wishing to appear are requested to file with Russell Sturgis, Territorial Representative of the Wage and Hour Division, 606 Banco Popular Building, Tetuan and San Justo Streets, San Juan, Puerto Rico, not later than April 1, 1944, notice of intention to appear, a copy of which is to be sent to the Administrator of the Wage and Hour Division, 165 West 46th Street, New York 19, New York. The notice of intention to appear should contain the following information:

1. The name and address of the person appearing.
2. If he is appearing in a representative capacity, the name and address of the person or persons whom, or the organization which, he is representing.
3. A brief summary of the material intended to be presented.
4. The approximate length of time which his presentation will consume.

All testimony will be taken under oath and subject to reasonable cross-examination by any interested person present. Testimony so received will be offered as evidence at the public hearing to be held on such minimum wage recommendations as the Special Industry Committee for the municipality of Saint Thomas and Saint John may make.

Written statements of persons who cannot appear personally will be considered by the Committee provided that twenty copies thereof are received not later than April 1, 1944, at the Wage and Hour Division of the United States Department of Labor, 606 Banco Popular Building, Tetuan and San Justo Streets, San Juan, Puerto Rico. Any person appearing at the hearing who offers written material must submit twenty copies thereof.

Signed at Chicago, Illinois, this 4th day of March 1944.

[SEAL] JOHN A. LAPP,
Chairman, Special Industry Committee for the Municipality of Saint Thomas and Saint John, Virgin Islands.

[F. R. Doc. 44-3386; Filed, March 9, 1944; 10:54 a. m.]

MUNICIPALITY OF ST. CROIX, VIRGIN ISLANDS

NOTICE OF PUBLIC HEARING BEFORE SPECIAL INDUSTRY COMMITTEE

Notice of public hearing before the Special Industry Committee for the municipality of Saint Croix, Virgin Islands, for the purpose of receiving evidence to be considered in recommending minimum wage rates for employees in said municipality.

In conformity with the Fair Labor Standards Act of 1938, as amended, and with § 511.11 of part 511 of the rules and regulations issued pursuant thereto, notice is hereby given to all interested persons that a public hearing will be held beginning on April 12, 1944 at 10 a. m. in the District Court Room, Christiansted, Saint Croix, Virgin Islands, for the purpose of receiving evidence to be considered by the Special Industry Committee for the municipality of Saint Croix, Virgin Islands, in determining the highest minimum wage rates for all employees in said municipality who within the meaning of the said act are "engaged in commerce or in the production of goods for commerce," which, having due regard to economic and competitive conditions, will not substantially curtail employment and will not give any industry in the Virgin Islands a competitive advantage over any industry in the United States outside of the Virgin Islands.

The Special Industry Committee for the municipality of Saint Croix, Virgin Islands, was created by Administrative Order No. 229 published in the FEDERAL REGISTER on March 9, 1944. It is charged, in accordance with the provisions of the Fair Labor Standards Act of 1938, as amended, and rules and regulations promulgated thereunder, with the duty of investigating conditions in the industries of the municipality of Saint Croix and of recommending to the Administrator minimum wage rates which may be lower than 30 cents but not higher than 40 cents per hour for all employees in the municipality of Saint Croix who within the meaning of said act are "engaged in commerce or in the production of goods for commerce," excepting employees exempted by the provisions of section 13 (a) and employees coming under the provisions of section 14. Before any minimum wage rates recommended by the Committee are made effective, a public hearing will be held pursuant to section 8 of the act, at a time and place to be announced by the Administrator and at which all interested persons will have an opportunity to be heard.

Administrative Order No. 229 directed the Special Industry Committee for the municipality of Saint Croix, Virgin Islands, to proceed to investigate conditions and to recommend to the Administrator minimum wage rates for all employees in the industries in such municipality and in such order as the Committee may elect.

Any person who, in the opinion of the Committee or its duly authorized subcommittee, has a substantial interest in the proceeding and is prepared to present material pertinent to the question under consideration, may appear on his own behalf or on behalf of any other person. Persons wishing to appear are requested to file with Russell Sturgis, Territorial Representative of the Wage and Hour Division, 606 Banco Popular Building, Tetuaan and San Justo Streets, San Juan, Puerto Rico, not later than April 8, 1944, notice of intention to appear, a copy of which is to be sent to the Administrator of the Wage and Hour Division, 165 West 46th Street, New York 19, New York. The notice of intention to appear should contain the following information:

1. The name and address of the person appearing.
2. If he is appearing in a representative capacity, the name and address of the person or persons whom, or the organization which, he is representing.
3. A brief summary of the material intended to be presented.
4. The approximate length of time which his presentation will consume.

All testimony will be taken under oath and subject to reasonable cross-examination by any interested person present. Testimony so received will be offered as evidence at the public hearing to be held on such minimum wage recommendations as the Special Industry Committee for the municipality of Saint Croix may make.

Written statements of persons who cannot appear personally will be considered by the Committee provided that twenty copies thereof are received not later than April 8, 1944, at the Wage and Hour Division of the United States Department of Labor, 606 Banco Popular Building, Tetuan and San Justo Streets, San Juan, Puerto Rico. Any person appearing at the hearing who offers written material must submit twenty copies thereof.

Signed at Chicago, Illinois, this 4th day of March 1944.

[SEAL] JOHN A. LAPP,
Chairman, Special Industry Committee for the Municipality of Saint Croix, Virgin Islands.

[F. R. Doc. 44-3387; Filed, March 9, 1944; 10:54 a. m.]

CIVIL AERONAUTICS BOARD.

MAXIMUM OPERATING WEIGHTS OF SCHEDULED AIR CARRIER AIRCRAFT

NOTICE OF POSTPONEMENT OF HEARING

Civil Air Regulations, §§ 04.71 and 61.713.

The Civil Aeronautics Board announced today that the public hearing which had been previously scheduled for March 15, 1944, at 10:00 a. m. in Room 5042, Commerce Building, Washington, D. C., on proposed amendments to the Civil Air Regulations governing maximum operating weights of scheduled air carrier aircraft has been postponed to 1:00 p. m., March 29, 1944, at the same place.

Dated at Washington, D. C., March 7, 1944.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 44-3400; Filed, March 9, 1944; 11:36 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6421]

VOICE OF THE ORANGE EMPIRE, INC., LTD. (KVOE)

ORDER DENYING PETITION; DESIGNATING APPLICATION FOR HEARING UPON SPECIFIED ISSUES

In re application of The Voice of the Orange Empire, Inc., Ltd. (KVOE), Santa Ana, California, for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 29th day of February, 1944:

The Commission having under consideration a petition filed February 8, 1944, by The Voice of the Orange Empire, Inc., Ltd. (KVOE), Santa Ana, California, for reconsideration and grant of its application for construction permit (B-194, Docket No. 6421, File No. B5-P-3482) and being fully informed in the premises;

It is ordered, That the petition be, and the same is hereby, denied; and

It is further ordered, That the application be, and the same is hereby, designated for further hearing upon the following issues:

1. To determine the extent of the electrical interference which would result to Station KIEM, Eureka, California from Station KVOE, operating as proposed.

2. To determine the areas and populations, if any, which may be expected to lose primary service, with particular reference to Station KIEM, as a result of the operation of Station KVOE, operating as proposed, and what other broadcast service is available to these areas and populations.

3. To determine whether the proposed operation of Station KVOE would result in an impairment to the effectiveness of the operations performed at the Commission's monitoring station located near Santa Ana, California.

4. To determine the extent of the electrical interference which would result to Station CFCT, Victoria, British Columbia, from Station KVOE, operating as proposed.

5. To determine the areas and populations, if any, which may be expected to gain primary service from Station KVOE, operating as proposed, and what other broadcast service is available to these areas and populations.

6. To determine whether the granting of this application would be consistent with the policy announced by the Commission in its supplemental statement of policy of January 26, 1944.

7. To determine whether, in view of the facts adduced under the foregoing issues the granting of this application would serve public interest, convenience and necessity.

Dated at Washington, D. C., March 6, 1944.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 44-3383; Filed, March 9, 1944; 10:50 a. m.]

[Docket No. 6573]

MATHESON RADIO CO., INC. (WHDH)

NOTICE OF HEARING

In re application of Matheson Radio Company, Inc. (WHDH), date filed October 8, 1943, for modification of license to operate with directional antenna after sunset at Gainesville, Florida; class of service, broadcast; class of station, broadcast; location, Boston, Mass; operating assignment specified: Frequency, 850 kc.; power, 5 kw.; hours of operation, unlimited (DA—Night).

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing for the following reasons:

1. To determine the extent of any interference which would result from the simultaneous operation of Station WHDH as proposed and station WJW.

2. To determine the areas and populations, which may be expected to lose primary service particularly from Station WJW should Station WHDH operate as proposed and what other broadcast service is available to these areas and populations.

3. To determine whether the granting of this application would tend toward a fair, efficient and equitable distribution of radio service as contemplated by section 307 (b) of the Communications Act of 1934, as amended.

4. To determine whether, in view of the facts adduced under the foregoing issues, public interest, convenience or necessity would be served through the granting of this application.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Matheson Radio Company, Inc., Radio Station WHDH, Hotel Touraine, 62 Boylston Street, Boston 16, Massachusetts.

Dated at Washington, D. C., March 6, 1944.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 44-3382; Filed, March 9, 1944; 10:50 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-528]

CONSOLIDATED GAS UTILITIES CORP.

NOTICE OF APPLICATION

MARCH 6, 1944.

Notice is hereby given that on February 17, 1944, the Consolidated Gas Utilities Corporation, a Delaware corporation having its principal place of business at Oklahoma City, Oklahoma, filed with the Federal Power Commission an application for a certificate of public convenience and necessity pursuant to section 7 (c) of the Natural Gas Act, as amended, to authorize the construction and operation of the facilities hereinafter described.

Applicant proposes to construct and operate an 8⅝-inch natural-gas transmission pipe line, beginning at a connection with Applicant's previously installed 6-inch natural-gas pipe line at the southeast corner of Section 32, Township 6 North, Range 9 West, Caddo County, Oklahoma, and extending in a westerly direction approximately two and three-fourths miles to the southwest corner of the Southeast quarter of the Southwest quarter of Section 36, Township 6 North, Range 10 West, Caddo County, Oklahoma, and thence in a northwesterly direction approximately three-fourths of a mile to a point approximately 800 feet West of the northeast corner of the Southeast quarter of Section 35, Township 6 North, Range 10 West, Caddo County, Oklahoma, to a point of connection with the 8-inch pipe line of Ray Stephens, Inc.

Applicant estimates that the maximum amount of gas which will be delivered through the facilities described above on the peak day of any year will be 15,000 Mcf; that the minimum quantity of natural gas which will be delivered through such facilities on any one day will be approximately 10,000 Mcf; and that the maximum capacity of such facilities will be approximately 20,000 Mcf. The application states that no customers will be served from the proposed pipe line, and that it will be used exclusively to deliver gas to Cities Service Gas Company at the aforementioned connection with the pipe line of Ray Stephens, Inc.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 22d day of March, 1944, file with the Federal Power Commission a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 44-3355; Filed, March 8, 1944; 2:55 p. m.]

[Docket No. G-525]

KANSAS-NEBRASKA NATURAL GAS CO., INC.

ORDER FIXING DATE OF HEARING

MARCH 7, 1944.

Upon consideration of the application filed on February 10, 1944, by the Kansas-Nebraska Natural Gas Company, Inc., a Kansas corporation having its principal places of business at Phillipsburg, Kansas, and Hastings, Nebraska, for a certificate of public convenience and necessity under section 7 (c) of the Natural Gas Act, as amended, to authorize the construction and operation of an 18-inch natural gas pipe line 44 miles in length in Kearny and Scott Counties, Kansas; a 12¾-inch natural gas pipe line approximately 115 miles in length from its Scott City compressor station in Scott County to its compressor station west of Stockton in Rooks County, Kansas; an 8⅝-inch loop line approximately 15 miles in length, extending in a northerly direction from the Stockton compressor station, paralleling for this distance its existing 6⅝-inch natural gas pipe line, and the installation of four additional 500 horsepower compressor units in Applicant's present compressor stations, together with appurtenant facilities;

The Commission orders that:

(A) A public hearing be held, commencing on April 4, 1944, at 9:45 a.m., in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in this proceeding;

(B) Interested State Commissions may participate in this hearing, as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 44-3391; Filed, March 9, 1944; 11:04 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 173, Corrected Special Permit 2]

ROUTING OF CARLOAD FREIGHT FROM MONROE OR WEST MONROE, LA.

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph (§ 97.10, 9 F.R. 222) of Service Order No. 173 of January 4, 1944, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To accept shippers' or carriers' routing and to route in accordance therewith any shipment of transit or nontransit carload freight from Monroe or West Monroe, Louisiana, to destinations east of the Mississippi River by way of any route on or east of the Tremont & Gulf Railway Company from West Monroe, Louisiana, to Wood Junction, Louisiana, thence on or east of the line of said carrier from Wood Junction to Winnfield, Louisiana, thence via connections east thereof.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 3d day of March 1944.

HOMER C. KING,
Director.

[F. R. Doc. 44-3409; Filed, March 9, 1944; 11:54 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

H. C. BIERING (E. A. M. BIERING)

ORDER FOR AND NOTICE OF HEARING

Order for and notice of hearing before vested Property Claims Committee In the matter of H. C. Biering (E. A. M. Biering): Estate of Richard Theodore Ringling; whereas, by Vesting Order No. 2392 of October 11, 1943 (8 F.R. 14637), the Alien Property Custodian, finding, among other things, that E. A. M. Biering is a national of a designated enemy country (Rumania), vested all right, title and interest and claim of any kind or character whatsoever of E. A. M. Biering in and to a judgment claim against Aubrey Barlow Ringling, Executrix, and the Estate of Richard Theodore Ringling, deceased; and whereas, H. C. Biering has filed Notice of Claim No. 1377, which appears to assert that the claimant is attorney in fact for the said E. A. M. Biering; that the claimant is not a national of a designated enemy country; and that the above described property was vested by mistake;

Now therefore, *It is ordered,* Pursuant to the regulations heretofore issued by the Alien Property Custodian, as amended (8 F.R. 16709), that a hearing on said claim be held before Vested Property Claims Committee on Wednesday, March 22, 1944, at 10:00 a. m. eastern war time, in Room 633 National Press Building, 14th and F Streets NW., Washington, D. C., to continue thereafter at such time and place as the Committee may determine. *It is further ordered,* That copies of this notice of hearing be served by registered mail upon the claimant and upon the person designated in paragraph 2 of the said notice of claim, and be filed with the Division of the Federal Register.

Any person desiring to be heard either in support of or in opposition to the claim may appear at the hearing, and is requested to notify the Vested Property Claims Committee, Office of Alien Property Custodian, National Press Building, 14th and F Streets NW., Washington (25), D. C., on or before March 18, 1944.

The foregoing characterization of the claim is for informational purposes only, and shall not be construed to constitute an admission or an adjudication by the Office of Alien Property Custodian as to the nature or validity of the claim. Copies of the claim and of the said vesting order are available for public inspection at the address last above stated.

[SEAL] VESTED PROPERTY CLAIMS COMMITTEE,
JOHN C. FITZGERALD,
Chairman.
MICHAEL F. KRESKY,
NUGENT DODDS.

MARCH 8, 1944.

[F. R. Doc. 44-3321; Filed, March 8, 1944; 11:31 a. m.]

[Special Order 10]

JOHAN ERNST NYROP, ET AL.

In re: Assignment from Johan Ernst Nyrop to Paul F. Marxov and Arthur Bloch.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to Alien Property Custodian General Order No. 11 and the Regulations issued thereunder and pursuant to law, the undersigned:

1. Finding that on February 22, 1943 there was recorded in the assignment records of the United States Patent Office an instrument of assignment, purporting to assign the property described below from Johan Ernst Nyrop to Paul F. Marxov and Arthur Bloch, such instrument being identified as follows, and being accompanied by a copy of Form APC-15 and by a report on Form APC-14P:

Date of Execution, Recording Data, Liber and Page, and Property Affected

7-9-41; C-195; 617; Patent Application S. N. 386,189, filed March 31, 1941 and two patents.

2. Finding that Johan Ernst Nyrop is a resident of Denmark and is a national of a foreign country (Denmark);

3. Finding that such instrument affects title to or grants an interest in patents and an application therefor in which a designated foreign country (Denmark) or a national thereof has on or since the effective date of Executive Order No. 8389, as amended, had an interest;

4. Finding that one of the parties to such instrument is a national of a designated foreign country (Denmark);

5. Determining that the recordation of such instrument was subject to the provisions of the Alien Property Custodian General Order No. 11 and of the Regulations issued thereunder and in particular of paragraph (a) (3) of Regulation No. 2, as amended, under said General Order;

6. Finding that such instrument was not intended to transfer and did not have the effect of transferring the beneficial interest in the patents and application thereby affected to Paul F. Marxov and Arthur Bloch, and was executed without any license or permission from the Treasury Department or from the Alien Property Custodian;

7. Determining that the action hereinafter ordered is in the interest of and for the benefit of the United States;

hereby orders that the aforesaid instrument shall be, and it hereby is, set aside.

Each of the terms "designated foreign country" and "national" as used herein shall have the meaning prescribed in Regulation No. 2, as amended, under General Order No. 11.

Executed at Washington, D. C., on February 2, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3334; Filed, March 8, 1944; 11:35 a. m.]

[Vesting Order 2982]

CHINOIN CHEMICAL & PHARMACEUTICAL WORKS CO., LTD.

In re: Interest of Chinoin Chemical & Pharmaceutical Works Co. Ltd. in an agreement with The Treemond Corporation.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Chinoin Chemical & Pharmaceutical Works Co. Ltd. is a corporation organized under the laws of Hungary and is a national of a foreign country (Hungary);

2. That the property described in subparagraph 3 hereof is property of Chinoin Chemical & Pharmaceutical Works Co. Ltd.;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Chinoin Chemical & Pharmaceutical Works Co. Ltd. by virtue of an agreement dated September 11, 1939 (including all modifications thereof and supplements thereto, if any) by and between Chinoin Chemical & Pharmaceutical Works Co. Ltd. and The Treemond Corporation, which agreement relates, among other things, to certain United States Letters Patent, including Patent No. 2,167,132,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a

hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3350; Filed, March 8, 1944, 11:33 a. m.]

[Vesting Order 3038]

I. G. FARBENINDUSTRIE AKTIENGESELLSCHAFT

In re: Interest of I. G. Farbenindustrie Aktiengesellschaft in an agreement with E. I. du Pont de Nemours & Company executed on August 21, 1933 and September 22, 1933.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That I. G. Farbenindustrie Aktiengesellschaft is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of I. G. Farbenindustrie Aktiengesellschaft;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in I. G. Farbenindustrie Aktiengesellschaft by virtue of an agreement by and between I. G. Farbenindustrie Aktiengesellschaft and E. I. du Pont de Nemours & Company, executed by I. G. Farbenindustries Aktiengesellschaft on August 21, 1933 and by E. I. du Pont de Nemours & Company on September 22, 1933, which agreement relates, among other things, to Patent No. 1,963,999,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 2, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3336; Filed, March 8, 1944; 11:33 a. m.]

[Vesting Order 3039]

I. G. FARBENINDUSTRIE AKTIENGESELLSCHAFT

In re: Interest of I. G. Farbenindustrie Aktiengesellschaft in an agreement dated June 28, 1935 with E. I. du Pont de Nemours & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That I. G. Farbenindustrie Aktiengesellschaft is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of I. G. Farbenindustrie Aktiengesellschaft;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in I. G. Farbenindustrie Aktiengesellschaft by virtue of an agreement dated June 28, 1935 (including all modifications thereof and supplements thereto, if any) by and between I. G. Farbenindustrie Aktiengesellschaft and E. I. du Pont de Nemours & Company, which agreement relates, among other things, to Patent No. 2,061,620,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 2, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3337; Filed, March 8, 1944; 11:33 a. m.]

[Vesting Order 3040]

I. G. FARBENINDUSTRIE AKTIENGESELLSCHAFT

In re: Interest of I. G. Farbenindustrie Aktiengesellschaft in an agreement with E. I. du Pont de Nemours & Company, executed on October 19, 1933 and November 13, 1933.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That I. G. Farbenindustrie Aktiengesellschaft is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of I. G. Farbenindustrie Aktiengesellschaft;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in I. G. Farbenindustrie Aktiengesellschaft by virtue of an agreement by and between I. G. Farbenindustrie Aktiengesellschaft and E. I. du Pont de Nemours & Company, executed by E. I. du Pont de Nemours & Company on October 19, 1933 and by I. G. Farbenindustrie Aktiengesellschaft on November 13, 1933 (including all modifications thereof and supplements thereto, if any) which agreement relates, among other things, to Patent No. 2,008,680,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the inter-

est and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 2, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3338; Filed, March 8, 1944; 11:34 a. m.]

[Vesting Order 3041]

I. G. FARBENINDUSTRIE AKTIENGESELLSCHAFT

In re: Interest of I. G. Farbenindustrie Aktiengesellschaft in an agreement dated December 5, 1935 with E. I. du Pont de Nemours & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That I. G. Farbenindustrie Aktiengesellschaft is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of I. G. Farbenindustrie Aktiengesellschaft;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in I. G. Farbenindustrie Aktiengesellschaft by virtue of an agreement dated December 5, 1935 (including all modifications thereof and supplements thereto, if any) by and between I. G. Farbenindustrie Aktiengesellschaft and E. I. du Pont de Nemours & Company, which agreement relates, among other things, to Patent No. 2,048,043,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 2, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3339; Filed, March 8, 1944; 11:34 a. m.]

[Vesting Order 3042]

I. G. FARBENINDUSTRIE AKTIENGESELLSCHAFT

In re: Interest of I. G. Farbenindustrie Aktiengesellschaft in an agreement dated July 1, 1937 with E. I. du Pont de Nemours & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding;

1. That I. G. Farbenindustrie Aktiengesellschaft is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of I. G. Farbenindustrie Aktiengesellschaft;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in I. G. Farbenindustrie Aktiengesellschaft by virtue of an agreement dated July 1, 1937 (including all modifications thereof and supplements thereto, if any) by and between I. G. Farbenindustrie Aktiengesellschaft and E. I. du Pont de Nemours & Company, which agreement relates, among other things, to Patent No. 2,101,587,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 2, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3340; Filed, March 8, 1044; 11:34 a. m.]

[Vesting Order 3043]

L'AIR LIQUIDE, ET AL.

In re: Patents and interests of l'Air Liquide, Societe Anonyme pour l'Etude et l'Exploitation des Procedes Georges Claude and Societe Chimique de la Grande Paroisse, Azote et Produits Chimiques in agreements with Lazote Inc., E. I. Dupont de Nemours & Company and Hercules Powder Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That l'Air Liquide, Societe Anonyme pour l'Etude et l'Exploitation des Procedes Georges Claude and Societe de la Grande Paroisse, Azote et Produits Chimiques are corporations organized under the laws of France and are nationals of a foreign country (France);

2. That the property described in subparagraph 3 hereof is property of l'Air Liquide, Societe Anonyme pour l'Etude et l'Exploitation des Procedes Georges Claude and Societe

de la Grande Paroisse, Azote et Produits Chimiques;

3. That the property described as follows:

(a) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in l'Air Liquide, Societe Anonyme pour l'Etude et l'Exploitation des Procedes Georges Claude and Societe Chimique de la Grande Paroisse, Azote et Produits Chimiques, and each of them, by virtue of an agreement dated May 25, 1929 (including all modifications thereof and supplements thereto, if any) by and between E. I. Dupont de Nemours & Company, Lazote, Inc., l'Air Liquide, Societe Anonyme pour l'Etude et l'Exploitation des Procedes Georges Claude and Societe Chimique de la Grande Paroisse, Azote et Produits Chimiques, which agreement relates, among other things, to United States Letters Patent,

(b) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in l'Air Liquide, Societe Anonyme pour l'Etude et l'Exploitation des Procedes Georges Claude and Societe Chimique de la Grande Paroisse, Azote et Produits Chimiques, and each of them, by virtue of an option agreement dated December 12 and 13, 1938 (including all modifications thereof and supplements thereto, if any) by and between l'Air Liquide, Societe Anonyme pour l'Etude et l'Exploitation des Procedes Georges Claude, Societe Chimique de la Grande Paroisse, Azote et Produits Chimiques and Hercules Powder Company, which agreement relates, among other things, to United States Letters Patent,

(c) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the patents identified in Exhibit A attached hereto and made a part hereof,

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (France);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States; *Provided, however,* That the property herein vested shall not include any right, title or interest of said Hercules Powder Company in and to the aforesaid agreement, nor shall such vesting disturb in any way the right of said Hercules Powder Company to exercise such option or affect adversely in any way any right, title, interest or privilege it might have as a result of having exercised such option.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 2, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

Patent Number, Date of Issue, Inventor, and Title

1,717,761, 6-18-29; Georges Claude; Purification of coke-oven gases and the like.

1,724,000; 8-13-29; Georges Claude; Separation by liquefaction of complex gaseous mixtures.

1,730,805; 10-8-29; Georges Claude; Extraction of hydrogen from gaseous mixtures.

1,782,287; 11-18-30; Georges Claude; Gas-separation process.

1,790,303; 1-27-31; Albert Gosselin; Regeneration of carbonated ammoniacal solutions.

1,801,903; 4-21-31; Georges Claude; Purification of illuminating or coke-oven gases and the like.

1,840,833; 1-12-32; Georges Claude & Jean Le Rouge; Separation of gaseous mixtures.

1,870,096; 8-2-32; Georges Claude; Manufacture of hydrogen by the partial liquefaction of gaseous mixtures containing the same.

1,870,334; 8-9-32; Henri Lantz; Extraction of ethylene from gaseous mixtures.

1,878,123; 9-20-32; Alfred Etienne; Process for the separation of the constituents of gaseous mixtures of liquefaction.

1,919,842; 7-25-33; Marcel Charles Jean & Pascal Matile; Process for the treatment of gaseous mixture containing hydrogen.

1,935,505; 11-14-33; Marcel Charles Jean & Pascal Matile; Liquefaction and separation of gaseous mixtures at low temperatures.

1,984,463; 12-18-34; Georges Claude & Jean Le Rouge; Separation of gaseous mixtures.

[F. R. Doc. 44–3341; Filed, March 8, 1944; 11:34 a. m.]

[Vesting Order 3056]

NATIONALS OF SWITZERLAND

In re: United States Letters Patent of nationals of Switzerland appearing on The Proclaimed List of Certain Blocked Nationals.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That each of the persons to whom reference is made in the column headed "Owner" in Exhibit A attached hereto and made a part hereof, if an individual, is a citizen and resident of, or, if a business organization, is organized under the laws of and has its principal place of business in Switzerland and is a national of a foreign country (Switzerland);

2. That the patents and other property related thereto identified in subparagraph 4 hereof are property of the persons whose names appear in the column headed "Owner" opposite the respective numbers thereof in said Exhibit A;

3. That the persons whose names appear in the column headed "Owner" in said Exhibit A appear on The Proclaimed List of Certain Blocked Nationals;

4. That the property identified as follows:

All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the United States Letters Patent identified in Exhibit A attached hereto and made a part hereof,

is property of nationals of a foreign country (Switzerland);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 4, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

United States Letters Patent which are identified as follows:

Patent Number, Date, Owner, Inventor, and Title

2,112,679; 3-29-38; Reishauer-Werkzeuge, A. G.; Alfred Rickenmann, & E. Kreis; Machine for grinding grooves in workpieces.

2,145,202; 1-24-39; Reishauer Tool Works, Ltd.; Alfred Rickenmann; Method and device for relieving spirally grooved screw groove milling tools.

2,177,583; 10-24-39; Reishauer-Werkzeuge, A. G.; Alfred Rickenmann; Turning device for abrasive worms.

2,226,669; 12-31-40; Georges Perrenoud; Georges Perrenoud; Time fuse.

2,250,769; 7-29-41; Albiswerk Zurich, A. G.; Max Kieser; Signalling circuits.

2,279,523; 4-12-42; Reishauer Tool Works, Ltd.; Alfred Rickenmann; Means for dressing grinding discs.

2,305,390; 12-15-42; Reishauer-Werkzeuge, A. G.; Alfred Rickenmann; Grinding machines.

[F. R. Doc. 44-3335; Filed, March 8, 1944; 11:33 a. m.]

[Vesting Order 3086]

HIRSCH, KUPFER & MESSINGWERKE, A. G.

In re: Interest of Hirsch, Kupfer & Messingwerke, A. G. in an agreement with The Ajax Metal Company and Ajax Electrothermic Corporation.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hirsch, Kupfer & Messingwerke, A. G. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Hirsch, Kupfer & Messingwerke, A. G;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Hirsch, Kupfer & Messingwerke, A. G. by virtue of an agreement dated July 27, 1927 (including all modifications thereof and supplements thereto, if any) by and between Hirsch, Kupfer & Messingwerke, A. G., The Ajax Metal Company and Ajax Electrothermic Corporation, which agreement relates, among other things, to United States Letters Patent No. 1,915,700,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3328; Filed, March 8, 1944; 11:35 a. m.]

[Vesting Order 3087]

VON ASTEN & CIE., S. E. C. AND EDUARD VON ASTEN

In re: Interests of Von Asten & Cie., S. e. C. and Eduard von Asten in an Agreement with Asten-Hill Manufacturing Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Eduard von Asten is a citizen and resident of Belgium and is a national of a foreign country (Belgium);

2. That Von Asten & Cie., S. e. C. is a business organization organized under the laws of and having its principal place of business in Belgium and is a national of a foreign country (Belgium);

3. That the property described in subparagraph 4 hereof is property of Eduard von Asten and Von Asten & Cie., S. e. C;

4. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Eduard von Asten and Von Asten & Cie., S. e. C., and each of them, by virtue of an agreement dated June 6, 1935 (including all modifications thereof and supplements thereto, if any) by and between Eduard von Asten and Asten-Hill Manufacturing Company, which agreement relates, among other things, to United States Letters Patent No. 1,753,845,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held herein by nationals of a foreign country (Belgium);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt wtih in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-3329; Filed, March 8, 1944; 11:35 a. m.]

[Vesting Order 3088]

PRESS-UND WALZWERK A. G.

In re: Interest of Press-und Walzwerk A. G. in a patent.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Press-und Walzwerk A. G. is a corporation organized under the laws of and having its principal place of business in Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Press-und Walzwerk A. G.;

3. That the property described as follows:

An undivided one-half interest remaining in Press-und Walzwerk A. G. after a transfer by it to Wellman Seaver Rolling Mill Co., Ltd., of an undivided one-half interest, by an assignment dated August 1, 1933 and August 5, 1933 and recorded in the assignment records of the United States Patent Office on August 14, 1933 at Liber G-157, page 1, in and to the following patent:

Patent Number, Date, Inventor, and Title

1,992,082; 2-19-35; W. Martin; Drawing bench.

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof to which the owner of such interest is entitled,

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an

appropriate account or accounts, pending futher determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3330; Filed, March 8, 1944; 11:35 a. m.]

[Vesting Order 3089]

JONNI ZETSCHE

In re: Interest of Jonni Zetsche in patents.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Jonni Zetsche is a resident of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Jonni Zetsche;

3. That the property described as follows:

An undivided one-half interest which stands of record in the assignment records of the United States Patent Office in the name of Jonni Zetsche in and to the following patents:

Patent Number, Date, Inventor, and Title

1,845,386; 2-16-32; Jonni Zetsche, N. Petersen & J. Sinclair-Ross; Electric motor.

1,873,171; 8-23-32; Jonni Zetsche, N. Petersen & J. Sinclair-Ross; Electric motor.

together with all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof to which the wonder of such interest is entitled,

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3331; Filed, March 8, 1944, 11:35 a. m.]

[Vesting Order 3090]

MAX BUCHHOLZ

In re: Patents and interest of Max Buchholz in an agreement with General Electric Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Max Buchholz is a resident of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Max Buchholz;

3. That the property described as follows:

Property described in Exhibit A attached hereto and made a part hereof,

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

(a) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patents:

Patent Number, Date of Issue, Inventor and Title

1,642,398; 9-13-27; Max Buchholz; Controlling electric apparatus.

1,642,399; 9-13-27; Max Buchholz; Controlling liquid insulated electric apparatus.

1,642,400; 9-13-27; Max Buchholz; Control of electric apparatus.

1,642,401; 9-13-27; Max Buchholz; Control of liquid insulated electric apparatus.

1,642,402; 9-13-27; Max Buchholz; Protection of electric apparatus.

(b) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Max Buchholz by virtue of an agreement dated November 26, 1937 and executed by Max Buchholz on November 9, 1937 and by General Electric Company on November 26, 1937 (including all modifications thereof and supplements thereto, if any) by and between Max Buchholz and General Electric Company, relating, among other things, to certain United States Letters Patent, including Patent No. 1,936,707.

[F. R. Doc. 44–3332; Filed, March 8, 1944; 11:35 a. m.]

[Vesting Order 3091]

FRIED. KRUPP GRUSONWERK A. G.

In re: Interest of Fried. Krupp Grusonwerk Aktiengesellschaft in an agreement with Nordberg Manufacturing Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fried. Krupp Grusonwerk Aktiengesellschaft is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Fried. Krupp Grusonwerk Aktiengesellschaft;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Fried. Krupp Grusonwerk Aktiengesellschaft by virtue of an agreement dated June 3, 1938 (including all modifications thereof and supplements thereto, if any) by and between Fried. Krupp Grusonwerk Aktiengesellschaft and Nordberg Manufacturing Company, which agreement relates, among other things, to United States Letters Patent No. 2,123,017 and 2,130,673,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3333; Filed, March 8, 1944; 11:35 a. m.]

[Vesting Order 3092]

DET NORSKE AKTIESELSKAB

In re: Patent Application of Det Norske Aktieselskab for Electrokemisk Industri.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Det Norske Aktieselskab for Elektrokemisk Industri is a corporation organized under the laws of and having its principal place of business in Norway and is a national of a foreign country (Norway);

2. That the property identified in subparagraph 3 hereof is property of Det Norske Aktieselskab for Elektrokemisk Industri;

3. That the property identified as follows: Patent application identified as follows:

Serial Number, Filing Date, Inventor and Title

483,475; 4–17–43; G. Hagerup-Larrsen; Suspension of self-baking electrodes.

is property of a national of a foreign country (Norway);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3322; Filed, March 8, 1944; 11:31 a. m.]

[Vesting Order 3093]

WILHELM DRESE, ET AL.

In re: United States Patent of Wilhelm Drese, Gunther Meyer-Jagenberg and/or Jagenberg-Werke Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Wilhelm Drese and Gunther Meyer-Jagenberg are citizens and residents of Germany and are nationals of a foreign country (Germany);

2. That Jagenberg-Werke Aktiengesellschaft is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 4 hereof is property of Wilhelm Drese, Gunther Meyer-Jagenberg and/or Jagenberg-Werke Aktiengesellschaft;

4. That the property identified as follows:

All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patent:

Patent Number, Date, Inventor and Title

2,088,847; 8–3–37; W. Drese; Machine for punching or likewise forming of articles of paper, cardboard, etc.

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3323; Filed, March 8, 1944; 11:31 a. m.]

[Vesting Order 3094]

ARGUS MOTORENGESELLSCHAFT M. B. H.

In re: Patent of Argus Motorengesellschaft m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Argus Motorengesellschaft m. b. H. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Argus Motorengesellschaft m. b. H.;

3. That the property described as follows:

(a) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent Number, Date of Issue, Inventor, and Title

2,017,035; 10–15–35; William Leicester Avery; Operating means for brakes and the like.

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or rigth to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3324; Filed, March 8, 1944; 11:31 a. m.]

[Vesting Order 3095]

HENRY SCHANTZ

In re: United States Patents owned by Henry Schantz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Henry Schantz is a resident of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Henry Schantz;

3. That the property described as follows:

All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent Number, Date of Issue, Inventor, and Title

1,826,577; 10–6–31; Henry Schantz; Molding machines.

1,902,047; 3–21–33; Henry Schantz; Molding tool for molding machines.

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3325; Filed, March 8, 1944; 11:31 a. m.]

[Vesting Order 3096]

OSCAR NEESEN, ET AL.

In re: Interests of Oscar Neesen, Friedrich A. Siess and Land-und Forstwirtschaftliche Betriebsgesellschaft m. b. H. in a patent.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Oscar Neesen and Friederich A. Siess are residents of Germany and are nationals of a foreign country (Germany);

2. That Land-und Forstwirthschaftliche Betriebsgesellschaft m. b. H. is a corporation having its principal place of business in Germany and is a national of a foreign country (Germany);

3. That the property identified in subparagraph 5a hereof is property of Oscar Neesen and Friedrich A. Siess;

4. That the property identified in subparagraph 5b hereof is property of Land-und Forstwirtschaftliche Betriebsgesellschaft m. b. H;

5. That the property described as follows:

(a) An undivided one-third interest remaining in Oscar Neesen and Friedrich A. Siess after a transfer by them to each of Jack Herly and Land-und Forstwirtschaftliche Betriebsgesellschaft m. b. H. of an undivided one-third interest, by an assignment dated February 6, 1936 and recorded in the assignment records of the United States Patent Office on October 8, 1936 at Liber H–168, page 584, in and to the following patent:

Patent Number, Date, Inventor, and Title

2,157,622; 5–9–39; Oscar Neesen & Friedrich A. Siess; Method of making building panels.

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof to which the owner of such interest is entitled,

(b) An undivided one-third interest transferred to Land-und Forstwirtschaftliche Betriebsgesellschaft m. b. H. by an assignment dated February 6, 1936 and recorded in the assignment records in the United States Patent Office on October 8, 1936 at Liber H–168, page 584, in and to the following patent:

Patent Number, Date, Inventor, and Title

2,157,622; 5–9–39; Oscar Neesen & Friedrich A. Siess; Method of making building panels.

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof to which the owner of such interest is entitled,

is property of nationals of a foreign country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien

Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3326; Filed, March 8, 1944; 11:31 a. m.]

[Vesting Order 3097]

JOHANN BACSA AND STEPHAN MITTLER

In re: Interests of Johann Bacsa and Stephan Mittler in a patent.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johann Bacsa and Stephan Mittler are residents of Germany and are nationals of a foreign country (Germany);

2. That the property identified in subparagraph 4a hereof is property of Johann Bacsa;

3. That the property identified in subparagraph 4b hereof is property of Stephan Mittler;

4. That the property described as follows:

(a) An undivided three-fifths interest, remaining in Johann Bacsa after a transfer by him to each of Alfred Oberle and Stephan Mittler of an undivided one-fifth interest, by an assignment dated November 7, 1930 and recorded in the assignment records of the United States Patent Office on December 15, 1930 at Liber Q–146, page 399, in and to the following patent:

Patent Number, Date, Inventor, and Title

2,007,170; 7–9–35; Johann Bacsa; Oxide electrode for alkaline accumulators.

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof to which the owner of such interest is entitled,

(b) An undivided one-fifth interest transferred to Stephan Mittler by an assignment dated November 7, 1930 and recorded in the assignment records of the United States Patent Office on December 15, 1930 at Liber Q–146, page 399, in and to the following patent:

Patent Number, Date, Inventor, and Title

2,007,170; 7–9–35; Johann Bacsa; Oxide electrode for alkaline accumulators.

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof to which the owner of such interest is entitled,

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3327; Filed, March 8, 1944; 11:31 a. m.]

[Vesting Order 3152]

EVELYN M. PETERS

Correction

Vesting Order 3152 (F.R. Doc. 44–2824, appearing on page 2416 of the issue for Wednesday, March 1, 1944) was filed with the Division of the Federal Register on February 28, not February 18, 1944.

[Vesting Order 3174]

KAISER-WILHELM INSTITUTE

In re: The rights of Kaiser-Wilhelm Institute under United States Patent No. 1,997,988.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Kaiser-Wilhelm Institute is a business organization organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Kaiser-Wilhelm Institute;

3. That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) owned by Kaiser-Wilhelm Institute under Patent No. 1,997,988 or created in Kaiser-Wilhelm Institute by virtue of an assignment-agreement dated July 29, 1932 (including all modifications thereof and supplements thereto, if any) by and between Franz Wever and Ajax Electrothermic Corporation, which assignment-agreement relates, among other things, to United States Letters Patent No. 1,997,988,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3342; Filed, March 8, 1944; 11:32 a. m.]

[Vesting Order 3175]

RICHARD E. MULLER AND KUPPERS METALLWERKE GESELLSCHAFT M. B. H.

In re: Interests of Richard E. Muller and Kuppers Metallwerke Gesellschaft m. b. H. in an agreement with The Grasselli Chemical Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Richard E. Muller is a resident of Germany and is a national of a foreign country (Germany);

2. That Kuppers Metallwerke Gesellschaft m. b. H. is a company organized under the laws of Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 4 hereof is property of Richard E. Muller and Kuppers Metallwerke Gesellschaft m. b. H.;

4. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Richard E. Muller and Kuppers Metallwerke Gesellschaft m. b. H., and each of them, by virtue of an agreement dated December 8, 1933 (including all modifications thereof and supplements thereto, if any) by and between Richard E. Muller, Kuppers Metallwerke Gesellschaft m. b. H. and The Grasselli Chemical Company, which agreement relates, among other things, to Patent No. 1,949,916,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3343; Filed, March 8, 1944; 11:32 a. m.]

[Vesting Order 3176]

SIEMENS-SCHUCKERTWERKE A. G.

In re: Interest of Siemens-Schuckertwerke Aktiengesellschaft in an agreement dated February 10, 1941 with General Electric Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Siemens-Schuckertwerke Aktiengesellschaft is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Siemens-Schuckertwerke Aktiengesellschaft;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Siemens-Schuckertwerke Aktiengesellschaft by virtue of an agreement dated February 10, 1941 (including all modifications thereof and supplements thereto, if any) by and between General Electric Company and Siemens-Schuckertwerke Aktiengesellschaft, which agreement relates, among other things, to certain United States Letters Patent, including Patent No. 2,276,784,

is propery payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held herein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3344; Filed, March 8, 1944; 11:32 a. m.]

[Vesting Order 3177]

SOCIETE FRANCAISE DE FILETAGE INDESSERRABLE D. D. G., ET AL.

In re: Interests of Societe Francaise de Filetage Indesserrable D. D. G., Hugues Louis Dardelet, Marcel Levy, Hyacinthe Cagninacci and Charles Giafferi in an agreement between Societe Francaise de Filetage Indesserrable D. D. G. and Dardelet Threadlock Corporation.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Societe Francaise de Filetage Indesserrable D. D. G. is a business organization organized under the laws of France and is a national of a foreign country (France);

2. That Hugues Louis Dardelet, Marcel Levy, Hyacinthe Cagninacci and Charles Giafferi are residents of France and are nationals of a foreign country (France);

3. That the property described in subparagraph 4 hereof is property of Societe Francaise de Filetage Indesserrable D. D. G., Hugues Louis Dardelet, Marcel Levy, Hyacinthe Cagninacci and Charles Giafferi;

4. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Societe Francaise de Filetage Indesserrable D. D. G., Hugues Louis Dardelet, Marcel Levy, Hyacinthe Cagninacci and Charles Giafferi, and each of them, by virtue of an agreement dated June 26, 1928 by and between Societe Francaise de Filetage Indesserrable D. D. G. and Dardelet Threadlock Corporation (including all modifications of and supplements to such agreement, including, but without limitation, seven memoranda dated October 23, 1928 from Dardelet Threadlock Corporation to Societe Francaise de Filetage Indesserrable D. D. G. and accepted by the latter company, and two supplemental agreements executed by Dardelet Threadlock Corporation and Societe Francaise de Filetage Indesserrable D. D. G. dated December 6, 1935 and October 3, 1939, respectively) which agreement, as modified and supplemented, relates, among other things, to certain United States Letters Patent, including Patent No. 1,657,244,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (France);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3345; Filed, March 8, 1944; 11:32 a. m.]

[Vesting Order 3180]

HERMANN FOTTINGER, ET AL.

In re: Patents of Hermann Fottinger, Franz Kruckenberg, Curt Stedefeld and Flugbahn-Gesellschaft m. b. H. and interests of Allgemeine Elektricitats-Gesellschaft, Hermann Fottinger and Flugbahn-Gesellschaft m. b. H. in agreements among themselves and with General Electric Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Allgemeine Elektricitats-Gesellschaft and Flugbahn-Gesellschaft m. b. H. are corporations organized under the laws of Germany and are nationals of a foreign country (Germany);

2. That Hermann Fottinger, Franz Kruckenberg and Curt Stedefeld are residents of Germany and are nationals of a foreign country (Germany);

3. That the property identified in subparagraph 8a hereof is property of Hermann Fottinger;

4. That the property identified in subparagraph 8b hereof is property of Curt Stedefeld and/or Franz Kruckenberg and/or Flugbahn-Gesellschaft m. b. H.

5. That the property identified in subparagraphs 8c and 8d hereof is property of Allgemeine Elektricitats-Gesellschaft and Hermann Fottinger;

6. That the property identified in subparagraph 8e hereof is property of Allgemeine Elektricitats-Gesellschaft and Flugbahn-Gesellschaft m. b. H;

7. That the property identified in subparagraph 8f hereof is property of Allgemeine Elektricitats-Gesellschaft;

8. That the property described as follows:

(a) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the patents identified in Exhibit A attached hereto and made a part hereof,

(b) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent,

Patent Number, Date of Issue, Inventor, and Title

1,984,958; 12-18-34; Ulrich Barske; Individual two or multistage axle drive for rail vehicles with Fottinger gears.

2,029,981; 2-4-36; Willy Black; Transmission gear.

2,063,145; 12-8-36; Ulrich Barske; Hydraulic transmission gear for land vehicles in particular railway vehicles.

2,063,471; 12-8-36; Curt Stedefeld; Multistage hydraulic coupling.

(c) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Allgemeine Elektricitats-Gesellschaft and Hermann Fottinger, and each of them, by virtue of an agreement dated September 1, 1939 (including all modifications thereof and supplements thereto, if any) by and between Allgemeine Elektricitats-Gesellschaft, Hermann Fottinger and General Electric Company, which agreement relates, among other things, to certain United States Letters Patent, including Patent No. 1,975,505,

(d) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Allgemeine Elektricitats-Gesellschaft and Hermann Fottinger, and each of them, by virtue of an agreement dated February 1 and 6, 1934 (including all modifications thereof and supplements thereto, if any) by and between Allgemeine Elektricitats-Gesellschaft and Hermann Fottinger, which agreement relates, among other things, to United States Letters Patent, including Patent No. 1,975,505,

(e) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Allgemeine Elektricitats-Gesellschaft and Flugbahn-Gesellschaft m. b. H., and each of them, by virtue of an agreement dated September 30 and October 3, 1936 (including all modifications thereof and supplements thereto, if any) by and between Allgemeine Elektricitats-Gesellschaft and Flugbahn-Gesellschaft m. b. H., which agreement relates, among other things, to certain United States Letters Patent, including Patent No. 2,063,471,

(f) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Allgemeine Elektricitats-Gesellschaft by virtue of an agreement dated June 20, 1939 (including all modifications thereof and supplements thereto, if any) by and between Allgemeine Elektricitats-Gesellschaft and General Electric Company, which agreement relates, among other things, to certain United States Letters Patent, including Patent No. 2,147,528,

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 16, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

Patent Number, Date of Issue, Inventor, and Title

Re. 21,035; 3–28–39; Hermann Fottinger; Hydraulic transmission gear.

1,975,505; 10–2–34; Hermann Fottinger; Filling device for hydraulic gears.

2,093,042; 9–14–37; Hermann Fottinger; Gear system with flywheels.

2,004,279; 6–11–35; Hermann Fottinger; Fluid driven and driving apparatus.

2,093,127; 9–14–37; Hermann Fottinger; Hydraulic gear.

2,114,179; 4–12–38; Hermann Fottinger; Power transmission devise.

2,124,914; 7–26–38; Hermann Fottinger; Rotating bowl pump.

2,126,547; 8–9–38; Hermann Fottinger; Turbomechanical transmission gear.

2,130,717; 9–20–38; Hermann Fottinger; Turbotorque transformer.

2,135,282; 11–1–38; Hermann Fottinger; Power transmission device.

2,147,528; 2–14–39; Hermann Fottinger; Turbomechanical transmission gear.

2,159,143; 5–23–39; Hermann Fottinger; Hydraulic transmission gear.

2,173,713; 9–19–39; Hermann Fottinger; Hydraulic gear.

2,226,760; 12–31–40; Hermann Fottinger; Power transmission device.

[F. R. Doc. 44–3346; Filed, March 8, 1944; 11:32 a. m.]

[Vesting Order 3215]

HATTIE P. DANIELSON

In re: Estate of Hattie P. Danielson, deceased; File: D–28–7681; E. T. sec. 8221.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Arthur G. Stangland, Executor, acting under the judicial supervision of the County Court of the State of Oregon for the County of Clatsop;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Mrs. Hattie Ludwig-Paul, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Mrs. Hattie Ludwig-Paul in and to the Estate of Hattie P. Danielson, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: February 26, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3347; Filed, March 8, 1944; 11:32 a. m.]

[Vesting Order 3216]

ALMA M. GANTZER

In re: Estate of Alma M. Gantzer, deceased; File F–28–6007; E. T. sec. 7122.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Walter H. Eden, 64–25 85th Road, Woodhaven, New York, Executor, acting under the judicial supervision of the Surrogate's Court, New York County, State of New York;

(2) Such property and interests are payable or deliverable to, or claimed by nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Eva Klischat, Berlin, Germany.

Max Ahlers, his wife Maria Ahlers and their issue, Hamburg, Germany.

Emma Schmidt and her issue, Hamburg, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Eva Klischat, Max Ahlers, his wife Maria Ahlers and their issue and Emma Schmidt and her issue, and each of them, in and to the estate of Alma M. Gantzer, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: February 26, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3348; Filed, March 8, 1944; 11:33 a. m.]

[Vesting Order 3217]

MIKE GEORGEFF

In re: Estate of Mike Georgeff, deceased; File: D–17–359; E. T. sec. 7967.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Julia L. Armont, Administratrix, acting under the judicial supervision of the District Court of the County of Judith Basin, Montana;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Bulgaria, namely,

Nationals and Last Known Address

Heirs, devisees, legatees or personal representatives, names unknown, of Mike Georgeff, deceased, Bulgaria.

And determined that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Bulgaria; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of heirs, devisees, legatees or personal representatives, names unknown, of Mike Georgeff, deceased, and each of them, in and to the Estate of Mike Georgeff, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: February 26, 1944.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44–3349; Filed, March 8, 1944; 11:33 a. m.]

OFFICE OF PRICE ADMINISTRATION.

Regional and District Office Orders.

[Region I Order G–57 Under RMPR 122]

Solid Fuels in Norwich, Conn., Area

Order No. G–57 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels, Norwich, Connecticut, Area.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1349.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *Maximum prices established by this order.* The maximum prices established by §§ 1340.252, 1340.254, 1340.256, 1340.257 and 1340.265 of Revised Maximum Price Regulation No. 122 for sales of specified kinds of solid fuels in the Norwich, Connecticut, Area by dealers, and for specified services rendered by dealers in connection with the sale or handling of said specified solid fuels, are hereby modified, so that the maximum prices therefor shall be the prices hereinafter set forth.

Maximum prices are established for (1) sales of various quantities of specified solid fuels to various classes of purchasers under various conditions of delivery; and (2) charges which may be made, in addition to such maximum prices for the specified solid fuels, for specified services.

The geographical applicability of this Order G–57 is explained in paragraph (h) and the terms used herein are defined in paragraph (f).

Except as otherwise specifically provided herein, the provisions of Revised Maximum Price Regulation No. 122 apply to all transactions which are the subject of this Order G–57. Specifically, but without limiting the generality of the foregoing, the prohibitions contained in § 1340.252 apply except to the extent that this Order G–57 provides uniform allowances, discounts, price differentials, service charges, and so forth. Nothing contained in this order shall be so construed as to permit non-compliance with any statutes of the State of Connecticut, or any rules or regulations promulgated under any such statutes, concerning sales or deliveries of solid fuels.

(b) *Price Schedule I: Sales on a delivered basis.* (1) Price Schedule I sets forth maximum prices for sale of specified kinds, sizes and quantities of solid fuels on a "Direct delivery" basis at any point in the Norwich, Connecticut, Area:

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite: Broken, egg, stove and chestnut	$16.75	$8.90	$4.70	$0.95
Pea	15.20	8.10	4.30	.90
Buckwheat	12.55	6.80	3.65	.75
Rice	11.70	6.35	3.45	.70
Yard screenings	3.50	------	------	------
Koppers coke: Egg, stove and chestnut	15.50	8.25	4.40	.90
Ambricoal	16.05	8.55	4.55	.90

Provided, however, That for deliveries to consumers whose bins or storage facilities are located in Marlboro, the sum of 50 cents per ton, or 25 cents per half-ton, or 15 cents per quarter-ton, may be added to the foregoing prices.

(2) *Quantity discount.* The foregoing per net ton prices shall be reduced by 50 cents per ton on sales to consumers whose annual purchases amount to 50 tons, or more. A consumer's annual purchases determine his classification whether or not he purchased all of his requirements from a single dealer.

(3) *Maximum authorized service and deposit charges.* (a) The maximum prices per 100 pounds include carrying or wheeling to buyer's bin or storage space. If the buyer requests such service of him, the dealer may make the following charges for carrying or wheeling of quarter-ton and larger quantities to the buyer's bin or storage space:

	Per net ton	Per ½ ton	Per ¼ ton
For any carry or wheeling from a "direct delivery" point, exclusive of charges for carries up flights of stairs	$0.50	$0.25	$0.15
For any carry up flights of stairs, per flight	.50	.25	.15

(b) If the buyer requests that fuel delivered in burlap bags furnished by the dealer be left in the bags, the maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, the bags shall be 25 cents per bag.

(c) *Price Schedule II: Yard sales to consumers.* (1) Price Schedule II sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Norwich, Connecticut, Area to consumers.

Kind and size	Per net ton	½ ton	¼ ton	100 lbs.
Pennsylvania anthracite: Broken, egg, stove, and chestnut	$15.75	$7.90	$3.95	$0.85
Pea	14.20	7.10	3.55	.80
Buckwheat	11.55	5.80	2.90	.65
Rice	10.70	5.35	2.70	.60
Yard screenings	2.50	------	------	------
Koppers coke: Egg, stove, chestnut	14.50	7.25	3.65	.80
Ambricoal	15.05	7.55	3.80	.80

(2) *Quantity discount.* The provisions of subparagraph (2) of paragraph (b) shall apply to the foregoing prices for yard sales to consumers.

(3) *Maximum authorized bagging and deposit charges.* (a) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging quarter-ton and larger quantities, exclusive of any deposit charges on bags furnished by the dealer.

	Cents
Per net ton	50
Per half ton	25
Per quarter ton	15

(b) The maximum amount which may be required by the dealer as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the dealer shall be 25 cents per bag.

(d) *Terms of sale; sales to consumers.* If payment is made by the buyer within 10 days after receipt of the fuel, the maximum prices set forth in paragraphs (b) and (c), including those prices as reduced in accordance with paragraphs (b) (2) and (c) (2), shall, except in the case of Pennsylvania anthracite yard screenings, be reduced by $1.00 per ton, or by 50 cents per half-ton, or by 25 cents per quarter-ton, which reductions are "cash discounts." No further discount is required for cash on delivery, and no "cash discount" is required on sales of Pennsylvania anthracite yard screenings or on any sales of less than a quarter-ton. If payment is not required or made at the time of delivery or (except in the cases of yard screenings and less than quarter-ton lots) within 10 days thereafter, terms shall be net thirty days.

(e) *Price Schedule III: Yard sales to dealers.* (1) Price Schedule III sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Norwich, Connecticut, Area to dealers in fuels who resell them.

Kind and size	Per net ton	Per ½ ton	Per ¼ ton
Pennsylvania anthracite: Broken, egg, stove and chestnut	$13.75	$6.90	$3.45
Pea	12.20	6.10	3.05
Buckwheat	9.55	4.80	2.40
Rice	8.70	4.35	2.20
Yard screenings	2.50	------	------
Koppers coke: Egg, stove, chestnut	12.50	6.25	3.15
Ambricoal	13.05	6.55	3.30

(2) *Terms of sale.* Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days or net 10 days E. O. M.

(3) *Maximum authorized bagging and deposit charges.* (a) If the buyer requests such service of him, the seller may make the following charges for bagging, exclusive of any deposit charges on bags furnished by the seller.

	Cents
Per net ton	50
Per half ton	25
Per quarter ton	15

(b) The maximum amount which may be required by the seller as a deposit on, or as predetermined liquidated damages for failure to return, burlap bags furnished by the seller shall be 25 cents per bag.

(f) *Definitions.* When used in this Order G–57, the term:

(1) "Norwich, Connecticut, Area" shall include the following cities and towns in the State of Connecticut: Bozrah, Colchester, Griswold, Franklin, Lisbon, Marlboro, Norwich, Preston, Salem, Sprague, and Voluntown.

(2) "Specified solid fuels" shall include all Pennsylvania anthracite, Koppers coke and ambricoal.

(3) "Pennsylvania anthracite" means coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(4) "Broken," "egg," "stove," "chestnut," etc., sizes of Pennsylvania anthracite refer to the sizes of such coal prepared at the mine in accordance with standard sizing specifications adopted by the Anthracite Emergency Committee, effective December 15, 1941.

(5) "Koppers coke" means the by-product coke produced by the Koppers Coke Company at its plant in New Haven, Connecticut.

(6) "Ambricoal" means anthracite briquettes manufactured by American Briquet Company at its plant at Lykens, Pennsylvania, and marketed under that trade name.

(7) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(8) "Direct delivery" means dumping or chuting the fuel from the seller's truck or wagon directly into the buyer's bin or storage space; but, if that is physically impossible, the term means discharging the fuel directly from the seller's truck at the point where this can be done which is nearest and most accessible to the buyer's bin or storage space.

(9) "Carry" and "wheel" refer to the movement of fuel to buyer's bin or storage space by wheelbarrow, barrel, bag, sack or otherwise from the dealer's truck or wagon, or from the point of discharge therefrom, to buyer's bin or storage space.

(10) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(11) Except as otherwise specifically provided, and unless the context otherwise requires, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to the terms used herein.

(g) *Transportation tax.* Any dealer subject to this order may collect, in addition to the specified maximum prices established herein, provided he states it separately, the amount of the transportation tax imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by him, or an amount equal to the amount of such tax paid by any of his prior suppliers and separately stated and collected from the dealer by his supplier; *Provided, however,* That no part of that tax may be collected in addition to the maximum price on sales of lesser quantities than one-quarter ton; *And provided, further,* That the dealer need not state separately from his selling price the amount of said tax on a sale to the United States or any agency thereof, any state government or any political subdivision thereof.

(h) *Geographical applicability.* The maximum prices established by this order for "yard sales" shall apply to all such sales of the specified solid fuels at a yard located in the area covered by this order, regardless of the ultimate destination of the fuel. The maximum prices established by this order for sales on a delivered basis shall apply to all such sales of the specified solid fuels to purchasers who receive delivery of the fuel within the area covered by this order, regardless of whether the dealer is located within said area.

(i) *Lower prices permitted.* Lower prices than those set forth herein may be charged, paid, or offered.

(j) *Posting of maximum prices; sales slips and receipts.* (1) Every dealer subject to this order shall post all of the maximum prices established hereby which apply to the types of sales made by him in his place of business in a manner plainly visible to and understandable by the purchasing public, and shall keep a copy of this order available for examination by any person during ordinary business hours. In the case of a dealer who sells directly to consumers from a truck or wagon, the posting shall be done on the truck or wagon. All postings shall include the relevant terms of sale. The prices established hereby need not be reported under § 1340.262 (c) of Revised Maximum Price Regulation No. 122.

(2) Every dealer selling solid fuel for sales of which a maximum price is set by this order shall give to each purchaser an invoice or similar document showing (a) the date of the sale or delivery, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, and the price charged; and (b) separately stating any special services rendered and other charges made and the amount charged therefor. This paragraph shall not apply to sales of quantities of less than one-quarter ton unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December, 1941, customarily gave buyers sales slips or receipts shall continue to do so if a buyer requests of a seller a receipt showing the name and address of the dealer, the kind, size and quantity of the solid fuel sold to him or the price charged, the dealer shall comply with the buyer's request as made by him.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof, showing the date, the name and address of the buyer (if known), the per net ton price charged and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this order. The record shall also separately state each service rendered and the charge made for it.

(l) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed in the Boston Regional Office of the Office of Price Administration. No appeals from a denial in whole or in part of such petition by the Regional Administrator may be made to the Price Administrator.

(m) This order may be revoked, amended, or corrected at any time.

NOTE: The reporting and record-keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. G–57 shall become effective March 10, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 3d day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44–3292; Filed, March 7, 1944; 3:51 p. m.]

[Region I Order G–56 Under RMPR 122, Amdt. 1]

SOLID FUELS IN MONTPELIER, VT., AREA

Amendment No. 1 to order No. G–56 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Specified solid fuels, Montpelier, Vermont, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order G–56 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Subparagraph (2) of paragraph (b) is amended to read as follows:

(2) *Prices for specified localities.* (a) The foregoing base prices in Price Schedule I shall apply to deliveries to consumers whose bins or storage facilities are located in the following places: Barre (both city and township), Berlin, East Montpelier, Montpelier, Northfield, Orange, Plainfield, Roxbury and Williamstown.

(b) The following amounts may be added to the base prices in Price Schedule I for deliveries to consumers whose bins or storage facilities are located in the following places:

	Per net ton	Per ½ ton	Per ¼ ton
Brookfield, Calais, Marshfield, Middlesex, Washington and Worcester	$0.50	$0.25	$0.15
Cabot	1.00	.50	.25

2. Subparagraph (1) of paragraph (f) is amended by deleting the word "Waitsfield".

This Amendment No. 1 to Order No. G–56 shall become effective March 6, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 2d day of March 1944.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 44–3286; Filed, March 7, 1944; 3:54 p. m.]

[Region II Order G–1 Under MPR 280 as Amended]

Fluid Milk in New York Region

Order No. G–1 under § 1351.817 (a) of Maximum Price Regulation No. 280, as amended. Maximum Prices for specific food products. Maximum prices for inter-handler sales of bulk fluid milk.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region II of the Office of Price Administration by § 1351.817 (a) of Maximum Price Regulation No. 280, as amended, it is hereby ordered:

(a) On and after February 16, 1944, regardless of any contract, agreement or other obligation, no handler (as hereinafter defined in section (i)) shall sell or deliver fluid milk in other than glass or paper containers, and no handler or dealer in the course of trade or business shall buy fluid milk in other than glass or paper containers at a price higher than the maximum price permitted by this Order No. G–1; and no handler or dealer (as hereinafter defined in section (i)) shall agree, offer, solicit or attempt to do any of the foregoing.

(b) The maximum price at which a primary handler (as hereinafter defined in section (i)) may sell or deliver fluid milk at wholesale, in other than glass or paper containers, to any purchaser, other than a store, hotel, restaurant or institution, and the maximum price at which any purchaser other than a store, hotel, restaurant or institution, in the course of trade or business, may purchase or receive such fluid milk from a primary handler at a receiving or processing plant within the States of New York, New Jersey, Pennsylvania, Delaware, Maryland and the District of Columbia comprising Region II of the Office of Price Administration, shall be the applicable maximum price specified below:

(1) Where such entire annual output is sold or delivered to a single purchaser pursuant to a contract therefor, the lower of either of the following:

(i) The contract price, or

(ii) The primary handler's fluid milk cost, plus a markup of 25¢ per cwt., f. o. b., primary handler's receiving or processing plant.

(2) Where a stated quantity but less than such entire annual output is sold or delivered to a purchaser for 6 or more consecutive days pursuant to a contract therefor, the lower of either of the following:

(i) The contract price, or

(ii) The primary handler's fluid milk cost, plus a markup of 30¢ per cwt., f. o. b. primary handler's receiving or processing plant.

(3) Where fluid milk is sold or delivered to a purchaser for 5 or less consecutive days pursuant to a contract therefor, the lower of either of the following:

(i) The contract price, or

(ii) The primary handler's fluid milk cost, plus a markup of 40¢ per cwt., f. o. b. primary handler's receiving or processing plant.

(c) A primary handler is permitted to add to the applicable maximum price specified in section (b) hereof, (1) a charge not to exceed 3¢ per cwt. for the sale or delivery of such milk in 40 to 47 quart cans, and (2) an additional charge not to exceed 5¢ per can when such cans are supplied by such primary handler: *Provided*, That such additional charges in all cases must be separately shown and separately stated on the invoice: *And provided, further*, That such additional charges may be made only in those cases where the purchaser voluntarily requests the delivery of fluid milk in cans. The primary handler may not, as a condition for the sale or delivery of fluid milk, require the purchaser to request or to take delivery in cans.

(d) For pasteurizing fluid milk a primary handler may add to the applicable maximum price specified in section (b) hereof, a charge not to exceed 15¢ per can when such milk is sold or delivered in 40 quart cans, or 17¢ per cwt. when such milk is sold in 47 quart cans or by the hundredweight, *Provided*, That such additional charge for pasteurization must be separately shown and separately stated on the invoice.

(e) In the event that a primary handler delivers such fluid milk to a place designated by the purchaser, there may be added to the applicable maximum price established in section (b) hereof, transportation charges not to exceed the lowest of any of the following:

(1) The lowest available common carrier rate, or

(2) The lowest available contract carrier rate, or

(3) When transportation is provided in trucks owned or controlled by the seller, the reasonable value of such transportation.

(f) The maximum price at which an intermediate handler (as hereinafter defined in section (i)) may sell and deliver fluid milk at wholesale in other than glass or paper containers to any purchaser other than a store, hotel, restaurant or institution, and the maximum price at which any purchaser other than a store, hotel, restaurant or institution, in the course of trade or business, may purchase or receive such fluid milk from an intermediate handler within the States of New York, New Jersey, Pennsylvania, Delaware, Maryland and the District of Columbia comprising Region II of the Office of Price Administration, shall be the price at which such fluid milk was purchased from a primary handler in accordance with section (b) hereof, plus can, transportation and pasteurization costs, if any, in accordance with sections (c), (d) and (e) hereof plus a markup no greater than the difference, if any, between the markup the primary handler was entitled to take under section (b) hereof and the markup the intermediate handler would be entitled to take on the sale by him if such sale had been made by him as a primary handler. For example, if an intermediate handler purchases the entire annual output of fluid milk from a primary handler's plant and paid for such milk in accordance with section (b) (1) hereof, and if such interhandler resells such fluid milk in accordance with section (b) (2) hereof, he shall be entitled to the difference between the 25¢ markup prescribed in section (b) (1) and the 30¢ markup prescribed in section (b) (2). If an intermediate handler purchases fluid milk from a first interhandler, in accordance with section (b) (2) hereof and resells such milk in accordance with section (b) (3) hereof, such second intermediate handler shall be entitled to the difference between the markup prescribed in section (b) (2) and the markup prescribed in section (b) (3). It is the purpose of this section to prevent successive intermediate handlers from adding successive markups at the full amount permitted by sections (b) (1), (2) or (3) to the end that the aggregate markups taken by all handlers shall not exceed 40¢ per cwt.

(g) Every broker taking part in a sale of fluid milk by a primary handler or intermediate handler shall be considered the agent of the seller and the amount paid such broker for such sale plus the amount paid the seller for such sale, shall not exceed the maximum price as established herein.

(h) *Geographical applicability.* The provisions of this order shall apply to all sales by primary and intermediate handlers of fluid milk which is first physically received from producers at receiving or processing plants within Region II.

(i) *Definitions.* (1) "Fluid milk" means liquid cow's milk resold for human consumption in fluid form.

(2) "Handler" means any person who, on his own behalf or on behalf of another, purchases fluid milk from producers, associations of producers, or other handlers, and who sells such fluid milk at wholesale in bulk (other than in glass or paper containers), to any person, other than stores, hotels, restaurants, and institutions.

(i) A "producer" is also a handler with respect to that fluid milk purchased by him from other producers, associations of producers, or other handlers, which fluid milk is sold by him at wholesale in bulk (other than in glass or paper containers), to any person, other than stores, hotels, restaurants, and institutions.

(ii) A "farmers' cooperative" is also a handler with respect to that fluid milk processed for it by operators of milk receiving or processing plants, and with respect to that fluid milk handled in physical facilities for receiving, processing, or distributing fluid milk which are owned or leased by the cooperative, which fluid milk is sold by it at wholesale in bulk (other than in glass or paper containers), to any person, other than stores, hotels, restaurants, and institutions.

(3) "Primary handler" means a handler who purchases fluid milk from producers and resells such fluid milk in bulk to other handlers and dealers.

(4) "Intermediate handler" is a handler who purchases fluid milk from primary handlers or other intermediate handlers and resells such fluid milk in bulk to other handlers or dealers.

(5) "A dealer" means any person who sells fluid milk at retail, or at wholesale in glass or paper containers, or at wholesale in other than glass or paper containers to stores, hotels, restaurants, and institutions.

(6) "Contract price" means the price agreed upon between a handler and a purchaser.

(7) "The primary handler's fluid milk cost" means the price paid for fluid milk by a primary handler to a producer but not exceeding the maximum price established therefor under Maximum Price Regulation No. 329, as amended, or any applicable order issued under said regulation. If a primary handler purchases or receives fluid milk from a producer under the provisions of any order, agreement or license issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, "the primary handler's fluid milk cost" shall mean the price paid by such primary handler to such producer under such order, agreement or license.

(8) "F. o. b. the primary handler's receiving or processing plant" means delivered at the seller's receiving or processing plant.

(9) Unless the context otherwise requires the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms herein.

(j) This order may be amended, revoked or corrected at any time.

(k) This order shall become effective February 16, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 10th day of February 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-3293; Filed, March 7, 1944; 3:50 p. m.]

[Region III Order G-1 Under RMPR 271, Amdt. 1]

WHOLESALE PRICES OF DRY ONIONS IN CLEVELAND REGION

Amendment No. 1 to Order No. G-1 under Revised Maximum Price Regulation No. 271. Order adjusting maximum wholesale prices of dry onions sold in Region III.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.1001, Article II, section 11 (c) (7) (iii) of Revised Maximum Price Regulation No. 271, it is hereby ordered that section (b) of Order No. G-1 under Revised Maximum Price Regulation No. 271 be amended to read as set forth below.

(b) *Maximum prices for intermediate sellers.* (1) On the effective date of this order and on Wednesday of each week thereafter, the seller shall calculate his maximum prices for each grade of onion by determining his base price as provided in Article II, section 11 of Revised Maximum Price Regulation No. 271. The seller shall next determine whether he is a first or second intermediate seller as defined in this order. He shall then add to his base price for each grade and variety of dry onions the appropriate mark-up as specified in Schedule A of this order for the particular distributive function which he performs on each individual sale.

(2) Any first intermediate seller of dry onions may file in duplicate with the appropriate District Office of the Office of Price Administration, a statement in affidavit form showing that from October 1, 1943, through December 31, 1943, at least 65% of its dollar volume of all fresh fruit and vegetable sales were made to retailers or to purveyors of meals. The appropriate District Office of the Office of Price Administration upon approving such affidavit may issue written authorization permitting such first intermediate sellers of dry onions to make sales to retailers, hotels, restaurants, or institutional users at the prices set forth in Schedule A (2) for second intermediate sellers. Nothing in such authorization shall be construed to permit any change in the maximum price for sales to other intermediate sellers.

This amendment shall become effective March 3, 1944.

(56 Stat. 23, 765, Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued March 3, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-3288; Filed, March 7, 1944; 3:54 p. m.]

[Saginaw Order G-1 Under MPR 429]

REBUILT UPHOLSTERED FURNITURE IN SAGINAW DISTRICT, MICH.

Order No. G-1 under Maximum Price Regulation No. 429, adjusting maximum prices of certain articles of rebuilt upholstered furniture.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Saginaw District Office of the Office of Price Administration by sections 9 and 10 of Maximum Price Regulation No. 429 and by Amendment No. 4 to Delegation Order No. 1-A, issued by the Regional Administrator of Region III, it is hereby ordered:

SECTION 1. *What this order does.* Pursuant to section 9 of Maximum Price Regulation No. 429, this order grants permission to sellers at retail to sell certain articles or rebuilt upholstered furniture at prices higher than the maximum prices prescribed by said regulation in instances where such rebuilding entails expenditures for labor and material so substantial in amount that sellers cannot reasonably be expected to rebuild properly such articles for resale at maximum prices fixed by the regulation.

SEC. 2. *What articles are covered by this order.* "Article," when used in this order, refers to one unit of rebuilt upholstered living room furniture (spring type), either an upholstered chair or upholstered davenport, such article having been thoroughly rebuilt in accordance with standards set forth in section 3 of this order. Each such article must incorporate the following general distinctive features:

(a) A coil spring foundation platform and a coil spring back which in each instance is supported by and sewed to upholsterer's webbing (or an all-steel unit (spring type) of the kind termed "construction" in the furniture trade).

(b) Separate seat cushions having spring units incorporating multiple numbers of coil springs.

(c) All such spring units (foundation platform, back assembly, and cushion) being properly tied, padded and covered with materials as specified and required by this order.

(d) Covered over all with a cloth covering (upholsterer's fabric) of a grade suitable for pricing in accordance with the pricing chart (Appendix A) of this order.

In appearance, workmanship, and styling, the rebuilt article must be comparable to, and offer a service value approximately equal to, a new article of similar character, construction, and quality.

SEC. 3. *Thorough rebuilding required.* No articles covered by this order shall be sold at the higher prices fixed by this order unless they have, prior to their being offered for sale, been thoroughly rebuilt. Thorough rebuilding shall include the following operations:

(a) The used article must be stripped to the bare frame.

(b) All old materials, padding, webbing, twine, covers, etc., with the exception of the frame and the springs, must be disposed of and not used in any manner in rebuilding the article.

(c) The frame and spring parts, which are to be incorporated in the rebuilt article, are to be sanitized by fumigation or by spraying.

(d) Where the frame is loose or broken, it is to be repaired by retightening, realigning, and regluing, paying special attention to the corner blocks, so that the frame is sturdy and comparable in utility value to a new frame. Any section of the frame which is split must be replaced.

(e) *Platform springs.* No misshaped, broken, or rusty springs shall be used in the rebuilt article. All springs not having suitable resilience to render good service shall be replaced with new (within War Production Board limitations) or used springs of comparable quality.

(f) "Rope-tied" spring assemblies shall be completely retied with new upholsterer's standard 6-ply 60 or better spring twine in a manner and pattern to provide serviceability, using not less than the number of ties to each spring indicated for each group in the pricing chart of Appendix A. The springs shall be securely sewed to and supported by upholsterer's webbing (Note 1), and shall in all instances be tied top and bottom and to the front frame member. Description of the different ties to be used are as follows:

(i) "Four-tie" shall mean that each spring coil in the (platform and back) spring constructions is tied twice in a twine run front to back and tied twice in a twine run from side to side (four ties in all to each spring).

(ii) A "six-tie" incorporates the "four-tie" and in addition has one twine run across each spring in a diagonal manner, tying twice on each spring (six ties in all to each spring.)

(iii) An "eight-tie" incorporates the "four-tie" and in addition has two diagonal twine runs (at right angles to each other) across the bed, tying twice on each spring (eight ties in all to each spring.)

(g) "Construction type" all steel spring asemblies, where used, shall be required with replacement springs where out of shape, broken, or rusty, and shall be retied with wire, duplicating as near as possible the original construction, or (alternatively) retied with twine, using the eight-tie construction outlined in paragraph (f) (iii).

(h) The platform spring assembly of each davenport priced under this order must have a minimum of 27 coil springs; each chair a minimum of 9 coil springs.

(i) *Back spring assembly.* The spring assembly in the back of each davenport and chair shall be sewed to the back webbing and twine tied with the number of ties (or more) required for the price class of the article.

(j) Before placing any filling over the platform and back spring assemblies, the assemblies shall be covered with a durable heavy fabric (Note 2).

(k) New moss (Note 3) filling must be used as a filler over the platform and back spring assemblies and in the arms. In Classes A and B, this may consist of 50 per cent clean moss and 50 per cent clean tow; in all other classes, 100 per cent clean moss only can be used. Over the filler, at least one layer of cotton felt padding is required. A roll edge (1½") shall be placed over the front edge of the springs in the platform assembly. The deck covering over the filler in the platform assembly shall be of a good durable grade of denim, or other suitable cloth generally used by upholsterers.

(l) *Arms and back.* In keeping with the style of the article the arm and back frame members shall be well padded, using materials allowed in sub-paragraph (k) above, particular attention being given that edges are sufficiently covered to prevent cutting of covering fabric.

(m) *Covering fabric.* Each article shall be covered with a covering fabric using upholsterer's fabric of a grade with the price class of the article as determined by the pricing chart (Appendix A) of this order. With the exception of the legs and the bottom and top (deck) of the foundation platform, the article shall be completely covered with the same grade of fabric. On the front edge of the deck, a suitable overlapping must be made so that deck covering is not exposed to view when the seat cushions are in place.

(n) *Seat cushions.* The article shall have separate seat cushions incorporating coil spring assemblies of the "Marshall type," (each coil being in its own individual cloth pocket). Each seat cushion must be covered top, bottom, and sides with the same grade upholstering fabric used on the back and arms of the article. No broken, crooked, or rusty spring coils shall be used in the cushion units, and the spring assembly shall have good resilience. If a one-piece exposed unit type spring coil construction is used in the seat cushions instead of the "Marshall-type" spring assembly, as mentioned above, 50 cents must be deducted for each cushion in the article or suite.

(o) *Wood parts.* All exposed wooden parts shall be refinished or replaced with new parts so that they present an unblemished appearance. Articles priced in Groups C, D, E, and F must have new feet of appropriate design.

NOTES

NOTE 1. *Webbing.* In all instances, the webbing used in any rebuilt upholstered article covered by this Order shall be new. In the platform (bottom) spring construction a grade weighing not less than 7½ pounds to the 72 yard roll must be used. In the back spring construction a grade weighing 5½ pounds or more to the 72 yard roll must be used.

In Groups A and B, wood slats of seasoned hardwood may be used in lieu of webbing, these to be securely placed in the frame so as to render service comparable to webbing; or, also as an alternative, heavy canvas of the type used by upholsterers for spring suspension may be used.

NOTE. 2. *Spring covering fabric.* Upholsterer's deck or burlap or, if unobtainable, "Canaberg" or other material of comparable quality must be used.

NOTE 3. *Moss.* New moss or a clean material of comparable quality and serviceability may be used. (Excelsior or similar materials are not permissible.)

SEC. 4. *Identification of merchandise and warranty required by sellers, etc.* (a) *Tagging.* Each article of rebuilt upholstered furniture priced pursuant to this order must be plainly identified by the seller's identification number for the article. This shall be accomplished by securely fixing to each article a tag on which such number is legibly printed and there shall also be included a statement to the effect that the article has been priced in accordance with Order No. 1, under section 9 of Maximum Price Regulation No. 429, issued by the Saginaw District Office of the Office of Price Administration, and that the article has been thoroughly rebuilt as required by each order and is warranted by the seller to give a service closely comparable to that of a new article of similar price. This tag must accompany the article when delivered to the purchaser and must not be removed by the seller.

(b) *Records, invoices, etc.* Complete records of price determination, cost data, and sales shall be kept during the effective period of this order and shall be open to inspection by officials of the Office of Price Administration at any time. A sales slip or invoice must in each instance be rendered to the purchaser and shall set forth the identification number of the article and the amount paid, and shall also include a detailed statement as to any other permissible charges, such as allowed by section 11 of Maximum Price Regulation No. 429.

SEC. 5. *Maximum prices permitted by this order.* Articles of rebuilt upholstered furniture, where all the requirements of this order have been met, are to be priced in accordance with Appendix A, which is hereby incorporated in and made a part of this order.

In establishing a price for a rebuilt suite or article under this order, the retail seller determines the price class and maximum retail price by:

(a) Determining the group (A–B–C–D–E or F) in which the article(s) meets all the minimum requirements of styling, inside arm to arm dimensions of the davenport, spring and tying construction of the platform assembly and/or the back, and other specific requirements, and then,

(b) Determining the price group of upholsterer's cloth fabric used in covering the article(s), such being established in accordance with the pricing chart of Appendix A using the jobber's (OPA)[1] prices for cut rolls of fabrics from jobber's warehouse.

In the above determinations, it is considered that the retail seller is also the rebuilder (retail-rebuilder) of the article(s) and that the covering has been purchased through a jobber source of supply.

If the fabric has been purchased by a retail-rebuilder from a source other than a jobber, he shall take the cut-roll price for the same or similar (cloth grade) fabric sold by the jobber usually supplying him, or, lacking a jobber source of supply, the cut-roll price of the mill's branch warehouse (in his locality) selling same.

If the retail seller is not the rebuilder of the article(s), he shall secure from the rebuilder a statement indicating the price class of the fabric used to cover the article, said rebuilder using the provisions of the preceding paragraph and of paragraph (b) above, as if he were a retail rebuilder.

The price class and the maximum retail price is then determined, being indicated in the Pricing Chart (Appendix A) by the crossing of the group standard's (horizontal) column and the fabric price column (vertical). Examples: A "Group" B suite with a No. 3 "Fabric" price ($1.51 to $2.50) becomes a "Class B3" suite with a maximum price at retail of $160.00."

Prices indicated in the Pricing Chart are for a suite comprising a davenport and a companion chair. If the davenport is sold separately, the price may not exceed 68 per cent of the established maximum price for the suites; likewise, if the chair is sold separately, the price may not exceed 32 per cent of the established maximum price for the suite. Odd pieces may be priced in a similar manner.

SEC. 6. *Order permissive, not mandatory.* It is entirely optional with each seller whether or not he desires to avail himself of this order. Such option may be exercised or not at the seller's election with respect to each separate and individual article of the kind and type covered by this order. With respect to any individual articles, which the seller elects to price in accordance with this order, all requirements of this order must be fully performed.

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[1] Jobber's prices used in this order must not exceed the jobber's maximum prices as established by the governing Office of Price Administration regulation. It is the jobber's cut-roll price, f. o. b. warehouse, and transportation charges are not to be added in determining price group.

SEC. 7. *Jurisdiction, etc.* (a) This order has application to all territory within the jurisdiction of the Saginaw District Office, Region III, of the Office of Price Administration .

(b) *Effect on Maximum Price Regulation No. 429.* Except to the extent that a departure from the provisions of Maximum Price Regulation No. 429 is expressly permitted or required by this order, sellers shall comply with all of the terms and provisions of Maximum Price Regulation No. 429 as the same now exists or may at any time hereafter be amended.

(c) *Revocation.* This order may be revoked, amended or corrected at any time. It may be revoked as to any individual seller who has elected to avail himself of the benefits hereof and who is unable to establish to the satisfaction of the District Director after reasonable notice and opportunity to be heard that he has complied with the terms and conditions imposed in consideration of which the charging of prices higher than those fixed by Maximum Price Regulation No. 429 is permitted by this order.

This order shall become effective February 28, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 24th day of February 1944.

JOHN F. KESSEL,
District Director.

APPENDIX A—PRICING CHART FOR COMPLETE SUITES

[For separate davenports, use 68%; for chairs, 32%]

Group determination	Fabric price classification [2]			
	1	2	3	4
	Up to $1.00	$1.01 to $1.50	$1.51 to $2.50	$2.51 to $3.50
A. Plain lines, small in size, usually not restyled. Inside arm to arm dimension of davenport, not less than 56 inches. Minimum Four-tie spring construction in platform and back. Wood slats or canvas allowed as a substitute for webbing.	Class A-1, $99.50.	Class A-2, $120.00.	Class A-3, $135.00.	
B. Styles, such as English Lounge, Lawson, Charles of London, and similar, not requiring restyling; inside arm to arm dimension of davenport, not less than 58 inches. Minimum four-tie spring construction in platform and back. Wood slats or canvas allowed as a substitute for webbing.	Class B-1, $120.00.[1]	Class B-2, $140.00.[1]	Class B-3, $160.00.[1]	
C. Larger size suites of the conventional type, restyled by squaring off and rebuilding arms and back. Modernized (type) feet and arm panels. Inside arm to arm dimensions of davenport, not less than 60 inches. Spring construction—minimum four-tie in platform and back. No substitutes for webbing acceptable.	Class C-1, $150.00.[1]	Class C-2, $165.00.[1]	Class C-3, $190.00.[1]	Class C-4, $215.00.[1]
D. Same as Group C above, excepting that platform springs have minimum of 8-ties and back springs minimum of 4-ties.	Class D-1, $160.00.	Class D-2, $175.00.	Class D-3, $200.00.	Class D-4, $225.00.

Group determination	Fabric price classification [2]				
	2	3	4	5	6
	$1.01 to $1.50	$1.51 to $2.50	$2.51 to $3.50	$3.51 to $5.00	$5.01 to $7.50
E. Better class type suites, restyled with modern wide arm construction. Inside arm to arm dimension of davenport, not less than 60 inches. Requires *8-tie* (or better) spring construction in platform and in back. Deck of platform covered with suede cloth. Modern type legs required and suite is to be finished in finer detail, using panel construction on arms. No substitutes for webbing allowed and where frames are reinforced with metal, screws, not nails, shall be used.	Class E-2, $190.00.	Class E-3, $210.00.	Class E-4, $235.00.	Class E-5, $260.00.	
F. Includes all of the larger and finest type suites having doweled frames and an inside arm to arm dimension of the davenport of not less than 66 inches, and arms not less than 9 inches at the narrowest point. Requires *eight-tie* (or better) spring construction in platform and in back with platform covered with suede cloth. No substitutes for webbing allowed and where frames are reinforced with metal, screws, not nails, shall be used. Cushions of these suites may be of the balloon type, that is, no seams across the front edge of the cushion.	Class F-2, $225.00.	Class F-3, $250.00.	Class F-4, $275.00.	Class F-5, $300.00.	Class F-6, $325.00.

[1] For six-tie of front platform springs, $3.00 may be added.

[2] OPA—Jobber's prices used in this chart must not exceed the seller's maximum ceiling price as established by the governing OPA regulation. It is their cut-roll price, f. o. b. their nearest warehouse. Transportation charges are not to be added to selling (or cost) price.

[F. R. Doc. 44-3294; Filed, March 7, 1944; 3:51 p. m.]

[Detroit Order G-2 Under MPR 426]

CITRUS FRUITS IN WAYNE COUNTY, MICH.

Order No. G-2 under Maximum Price Regulation No. 426. Order adjusting maximum wholesale prices of citrus fruits sold in Wayne County, Michigan.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Office and Administrator of Region III by Article III, section 15, Appendix I, paragraphs (g) (1) and (g) (2) of Maximum Price Regulation No. 426 and by the Regional Administrator delegated to the Detroit District Office or District Director thereof, it is hereby ordered:

(a) *Carlot receivers selling ex-car, truck, dock, terminal sales platform.* For sales ex-car, ex-truck, ex-dock or ex-terminal sales platform at a terminal market or any wholesale receiving point by carlot or trucklot receivers in less-than-carlots or less-than-trucklots, the maximum price shall be the maximum delivered price (see Column 6 of the applicable table in paragraph (c) of Appendix I), plus the mark-up named in Column 9a of the table in Exhibit A of this order.

(b) *Secondary jobbers buying through the terminal auction and selling ex-car, ex-truck, ex-terminal sales platform.* The maximum price in each case for sales by secondary jobbers not on a delivered basis is the maximum price for sales on a delivered basis less five cents per container for containers under 50 pounds (gross weight) and ten cents per container for containers 50 pounds or more (gross weight): *Provided,* That the maximum price in each case for sales by secondary jobbers on a non-delivered basis when purchased through a terminal auction and then sold ex-car, ex-truck or ex-terminal sales platform is the maximum delivered price named in Column 6 of the applicable table in paragraph (c) of Appendix I, plus the mark-up named in Column 11a of the table in Exhibit A of this order.

(c) *Definitions.* The terms used in this order shall have the same meaning that they have when used in the Appendix I.

(d) To the extent applicable, the provisions of this order supersede Maximum Price Regulation No. 426.

This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 9, 1944.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 4th day of March 1944.

W. E. FITZGERALD,
District Director.

EXHIBIT A—TABLE OF MAXIMUM MARK-UPS FOR DISTRIBUTIVE SERVICES TO BE ADDED TO MAXIMUM DELIVERED PRICES (SEE COLUMN 6 OF TABLES IN PARAGRAPH (C) OF APPENDIX I

Two columns, 9a and 11a, are added to the table of maximum mark-ups applicable to all citrus fruits contained in the table in paragraph (d) of Appendix I. These columns contain prices to be used in determining the maximum prices of carlot receivers and secondary jobbers as adjusted by this order. All other columns of the table in paragraph (d) remain unchanged. Columns 9 and 11 of the table in paragraph (d) continue to have a limited application and are reproduced here for convenience.

Column 1	2	3	9	9a	11	11a
			Sales by carlot receivers in less-than-carlots or less-than-trucklots		Sales by secondary jobbers in any quantity	
Item No.	Commodity	Unit	Through a terminal auction	Ex-car, truck, dock, terminal sales platform	Delivered to the premises of purchaser	On a non-delivered basis—ex-car, ex-truck, ex-terminal sales platform when purchased through a terminal auction
1	Oranges	Standard container	$0.20	$0.35	$0.75	$0.35
		California standard container loose pack.	.16	.25	.55	.25
		Other containers or bulk:				
		California, per pound	3/10 cent	5/10 cent	1 cent	5/10 cent
		All other, per pound	2/10 cent	4/10 cent	8/10 cent	4/10 cent
2	Grapefruit	Standard container	.18	.30	.65	.30
		California standard container loose pack.	.15	.25	.55	.25
		Other containers or bulk:				
		California, per pound	3/10 cent	5/10 cent	1 cent	5/10 cent
		All other, per pound	2/10 cent	4/10 cent	8/10 cent	4/10 cent
3	Lemons	Standard container	.25	.40	.90	.40
		California standard container loose pack.	.20	.35	.72	.35
		Other containers or bulk: All, per pound.	3/10 cent	5/10 cent	1 1/10 cents	5/10 cent
4	Tangerines, Temples, King oranges, Lemontines, Tangelos, Satsumas.	Standard container	.25	.40	.90	.40
		Other containers or bulk:				
		California, per pound	3/10 cent	5/10 cent	1 2/10 cents	5/10 cent
		All other, per pound	3/10 cent	5/10 cent	1 cent	5/10 cent

[F. R. Doc. 44-3283; Filed, March 7, 1944; 3:53 p. m.]

[Region III Order G-12 Under RMPR 122, Amdt. 1]

SOLID FUELS IN PADUCAH, KY.

Amendment No. 1 to Order No. G-12 under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in the City of Paducah in the State of Kentucky.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered*, That section (c) of Order No. G-12 under Revised Maximum Price Regulation No. 122, be amended to read as follows:

(c) *Schedule for sales of coal.* This schedule sets forth maximum prices for cash sales of specified sizes, kinds and quantities of solid fuels. Column I describes the coal for which prices are established; Column II shows maximum prices for cash sales on a "direct delivery" basis; Column III shows maximum prices for "yard sales" to dealers reselling coal and from "yard sales" to consumers. All prices are for cash sales on a net ton basis.

Column 1	Column II	Column III
High Volatile Bituminous Coals from Producing District No. 9 (Western Kentucky), excepting coals shipped by truck or wagon.		
A. Lump and egg—Size Group Nos. 1 through 6 (all single-screened lump coals and all double-screened raw, washed or air-cleaned egg coals top size larger than 2"):		
1. From the 6th Seam Mines:		
a. From the Dawson Daylight #6 Mine, Index No. 19, of the Dawson Daylight Coal Co	$6.15	$5.65
b. All other mines	5.95	5.45
2. From the 9th and 11th Seam Mines		
a. From the Pacific Mine, Index No. 64, of the Pacific Coal Company	5.35	4.85
b. All other mines	5.25	4.75
B. Stove, nut and pea:		
1. Raw Size Group Nos. 8 through 12 (all double screened raw or washed stove coals, top size larger than 1 1/2" but not exceeding 2" and bottom size larger than 3/8". All raw double-screened nut, stoker, and pea top size not exceeding 2" and bottom size larger than 10 mesh or 3/32")		
a. From the 6th Seam Mines:		
(1) From the Dawson Daylight #6 Mine, Index #19, of the Dawson Daylight Coal Company:		
(a) Treated	5.80	5.30
(b) Untreated	5.70	5.20
(2) All other mines:		
(a) Treated	5.60	5.10
(b) Untreated	5.50	5.00
b. From the 14th Seam Mines	4.75	4.25
B. Stove, nut and pea—Continued.		
2. Washed or air-cleaned, Size Group Nos. 17 through 22 (all washed or air-cleaned, double screened nut, stoker and pea top size not exceeding 2"; dedusted washed screenings bottom size larger than 1 millimeter and top size not exceeding 2"):		
a. From the 9th and 11th Seam Mines	$4.85	$4.35
b. From the 14th Seam Mines	4.75	4.25

All terms used herein to describe size, volatility and producing district are those established and defined by the Bituminous Coal Division and in effect as of midnight, August 23, 1943.

This amendment shall become effective March 3, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued March 3, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-3295; Filed, March 7, 1944; 3:52 p. m.]

[Region III Order G-13 Under RMPR 122, Amdt. 3]

SOLID FUELS IN TOLEDO, OHIO, AREA

Amendment No. 3 to Order No. G-13, as amended, under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in the Toledo, Ohio, area.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered*, That section (c), Part IV of Order No. G-13, as amended, under Revised Maximum Price Regulation No. 122, be amended to read as follows:

(c) *Schedule for sales of coal.* * * *

Column 1	Column II	Column III
IV. Pennsylvania anthracite (excluding broken anthracite) egg, stove or chestnut	$15.00	$14.25

For all sales of said anthracite coal for the period from February 7, 1944, to and including March 5, 1944, the sum of 45¢ per ton may be added to the prices listed above.

This amendment to Order No. G-13 under Revised Maximum Price Regula-

tion No. 122 shall become effective February 29, 1944.

(56 Stat. 23, 765, Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued February 29, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 4-3289; Filed, March 7, 1944; 3:51 p. m.]

[Region III Order G-14 Under RMPR 122, Amdt. 4]

SOLID FUELS IN DESIGNATED LOCALITIES IN MICHIGAN

Amendment No. 4 to Order No. G-14, as amended, under Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers. Maximum prices for specified solid fuels in the cities of Saginaw, Carrollton and Zilwaukee and the townships of Kochville, Buena Vista and Saginaw, all in the State of Michigan.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is hereby ordered,* That section (c) Part IV of Order No. G-14, as amended, under Revised Maximum Price Regulation No. 122 be amended to read as follows:

(c) *Schedule for sales of coal.* * * *

Column I	Column II	Column III
IV. Anthracite—Pennsylvania:		
A. Rice	$10.25	$9.50
B. Egg, stove, chestnut	15.00	14.25

For all sales of said anthracite coal for the period from February 7, 1944, to and including March 5th, 1944, the sum of 45¢ per ton may be added to the prices listed above.

This amendment to Order No. G-14 under Revised Maximum Price Regulation No. 122 shall become effective February 29, 1944.

(56 Stat. 23, 765, Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O 9328, 8 F.R. 4681)

Issued February 29, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-3290; Filed, March 7, 1944; 3:52 p. m.]

[Region III Order G-21 under MPR 329]

FLUID MILK IN KNOX CO., OHIO

Order No. G-21 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk in Knox County, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 (b) of Maximum Price Regulation No. 329, *It is hereby ordered:*

(a) Any milk distributor in Knox County in the State of Ohio may pay producers an amount not in excess of $3.40 per cwt. for "milk" of 4% butterfat content, plus 5¢ for each 1/10 of 1% butterfat variation over 4% and minus 5¢ for each 1/10 of 1% butterfat variation under 4%: *Provided, however,* That such milk distributor shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e), and (f) of Maximum Price Regulation No. 329.

(b) Each milk distributor increasing his price to producers for "milk" pursuant to the provisions of this order shall, within five days of such action, notify the Regional Office of the Office of Price Administration, Union Commerce Building, Cleveland, Ohio, by letter or postcard, of his price established pursuant to the provisions of this order, together with a statement of his previous price.

(c) *Definitions.* (1) "Milk distributor" is defined to mean any individual, corporation, partnership, association, or any other organized group of persons or successors of the foregoing who purchases "milk" in a raw and unprocessed state for the purpose of resale as fluid milk in glass, paper or other containers.

(2) "Producer" means a farmer, or other person or representative, who owns, superintends, manages, or otherwise controls the operations of a farm on which "milk" is produced. For the purposes of this order, farmers' cooperatives are producers when (1) they do not own or lease physical facilities for receiving, processing, or distributing milk, and (2) they do own or lease physical facilities for receiving, processing or distributing milk, but they act as selling agents for producers, whether members of such cooperative or not.

(3) "Milk" means liquid cow's milk, in a raw, unprocessed state, which is purchased for resale for human consumption as fluid milk. "In a raw, unprocessed state" means unpasteurized and not sold and delivered in glass or paper containers.

(d) This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall be effective as of February 1, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued March 3, 1944.

CLIFFORD J. HOUSER,
Acting Regional Administrator.

[F. R. Doc. 44-3287; Filed, March 7, 1944; 3:54 p. m.]

[Region V Order G-1 Under RMPR 122, Amdt. 4]

SOLID FUELS IN ST. LOUIS, MO., AREA

Amendment No. 4 to Order No. G-1 under Revised Maximum Price Regulation No. 122. Maximum prices for solid fuels sold in the City of St. Louis, Missouri, and parts of St. Louis County, Missouri.

Pursuant to the Emergency Price Control Act of 1942, as amended, and the authority vested in the Regional Administrator of Region V by § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the opinion issued simultaneously herewith, *It is hereby ordered,* That section (c) price schedule, paragraph (IV) of Order No. G-1, issued under Revised Maximum Price Regulation No. 122, shall be amended as follows:

(a) The prices for the solid fuels listed in section (c) price schedule, paragraph (IV) Pennsylvania anthracite, sold and delivered to purchasers during the period from February 8, 1944, through March 4, 1944, are established to be as follows:

IV. Pennsylvania anthracite:	*Price*
1. Egg, stove, and nut	$15.95
2. Pea	14.40
3. Buckwheat	13.10

(b) Prices set forth in paragraph (a) above shall not be applicable to sales made during the period from February 8, 1944, through March 4, 1944, if delivery is not made to the purchaser, or if the coal is sold to the purchaser but stored by the dealer and is removed from storage by the purchaser or delivered to the purchaser on or after March 5, 1944. On such sales prices set forth in paragraph (c) below shall be applicable.

(c) The prices for the solid fuels listed in section (c) price schedule, paragraph (IV) Pennsylvania anthracite, sold and/or delivered on or after March 5, 1944, are established to be as follows:

IV. Pennsylvania anthracite:	*Price*
1. Egg, stove, and nut	$15.50
2. Pea	13.95
3. Buckwheat	12.65

(56 Stat. 23, 765, Pub. Law 151, 76th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 6 F.R. 4631)

Issued and effective at Dallas, Texas, this the 29th day of February 1944.

MAX MCCULLOUGH,
Regional Administrator.

[F. R. Doc. 44-3282; Filed, March 7, 1944; 3:53 p. m.]

[Region VIII Order G-3 Under MPR 329, Amdt. 5]

FLUID MILK IN DESIGNATED COUNTIES IN CALIFORNIA

Amendment No. 5 to Order No. G-3 under Maximum Price Regulation No. 329. Purchases of milk from producers for resale as fluid milk.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 (b) of Maximum Price Regulation No. 329, as amended, Order No. G-3 under Maximum Price Regulation No. 329 is hereby amended by adding a new paragraph (j) to read as follows:

(j) Notwithstanding any of the foregoing provisions of this order, any purchaser may pay to any producers whose dairy is located in the Counties of Tulare, Kings, Fresno, Merced and Madera, a permitted addition to the maximum prices specified in paragraphs (a) and

(b) of this order, provided the following conditions are met:

(1) The permitted addition must be paid before April 1, 1944.

(2) The amount of the permitted addition, when added to any other sum paid by the purchaser to the producer between January 1, 1944, and April 1, 1944, with respect to milk delivered in 1943, shall not exceed $0.01 for each pound of milk fat purchased from that producer in 1943.

This amendment shall become effective March 4, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 2d day of March 1944.

L. F. GENTNER,
Regional Administrator.

Approved: BUELL MABEN,
Regional Director, Office of Distribution, War Food Administration, Pacific Region.

[F. R. Doc. 44-3285; Filed, March 7, 1944; 3:54 p. m.]

[Region VIII Order G-3 Under MPR 188]

BRICK IN LOS ANGELES COUNTY, CALIF.

Order No. G-3 under Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel. Adjusted maximum prices for sales of common brick in Los Angeles County, California.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.161 (a) (2) of Maximum Price Regulation No. 188, *It is hereby ordered:*

(a) The adjusted maximum price at which any manufacturer located in Los Angeles County, California, may sell and deliver common brick shall be the manufacturer's existing maximum price, plus $2.00 per thousand.

(b) All allowances, discounts or other price differentials in effect during March 1942 shall be maintained.

(c) Before making any deliveries of common brick at the adjusted maximum prices allowed by this order, each manufacturer affected by this order shall file with the Los Angeles District Office of the Office of Price Administration, in duplicate, a statement showing his existing maximum price and adjusted maximum price for common brick.

(d) This order may be amended, revoked or corrected at any time.

(e) This order shall become effective March 6, 1944, and shall expire August 1, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 4th day of March 1944.

L. F. GENTNER,
Regional Administrator.

[F. R. Doc. 44-3291; Filed, March 7, 1944; 3:52 p. m.]

[Region VIII Order G-3 Under 18 (c), Amdt. 40]

FLUID MILK IN WASHINGTON

Amendment No. 40 to Order No. G-3 under § 1499.18 (c), as amended, of the General Maximum Price Regulation. Fluid milk prices at wholesale and retail in the State of Washington.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9) (i) (a) of Supplementary Regulation No. 15, and special authorization conferred by the Price Administrator, *It is hereby ordered,* That Order No. G-3 under § 1499.18 (c), as amended, of the General Maximum Price Regulation be amended as set forth below:

(a) Section (1) is hereby amended by striking out the schedule of prices under the heading "The Towns of Endicott and St. John" and substituting therefore the following:

Quantity	Not less than 3.8% milk fat		
	Wholesale price f. o. b. seller's business location	Wholesale price f. o. b. purchaser's business location	Retail price
Gallon container	----------	$0.44	$0.49
Half-gallon container	----------	.23	.26
Quart container	$0.11	.12	.14

(b) Section (1) is hereby further amended by adding at the end thereof the following:

THE TOWN OF REPUBLIC

Quantity	Wholesale price	Retail price
Quart container	$0.12	$0.13

This amendment shall become effective March 8, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7671 and E.O. 9328, 8 F.R. 4681)

Issued this 4th day of March 1944.

L. F. GENTNER,
Regional Administrator.

[F. R. Doc. 44-3281; Filed, March 7, 1944; 3:53 p. m.]

[Region IV Order G-4 Under SR 15]

FLUID MILK IN BARTOW AND GORDON COUNTIES, GA.

Order No. G-4 under § 1499.75 (a) (9) (i) of Supplementary Regulation No. 15 to the General Maximum Price Regulation. Adjustment of fluid milk prices in Bartow and Gordon Counties, Georgia.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration, Region IV, by § 1499.75 (a) (9) (i) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and pursuant further to prior written approval of the Price Administrator dated January 31, 1944, it is hereby ordered:

(a) *Adjustment of maximum prices for approved fluid milk in Bartow and Gordon Counties, Georgia.* On and after February 3, 1944, the maximum prices for approved fluid milk sold and delivered to any person within Bartow and Gordon Counties, Georgia at wholesale or retail in glass containers of one quart or less shall be:

	Quarts	Pints	Half-pints
	Cents	*Cents*	*Cents*
Wholesale	14	8	4
Retail out-of-store	16	9	5
Retail home-delivered	16	9	5

One-third quart container sizes. The seller shall adjust his maximum wholesale price for one-third quart container sizes, as determined under § 1499.2 *General provisions of the General Maximum Price Regulation,* by an amount proportionate to the increase or decrease in his ceiling price for quart container sizes as a result of the foregoing listed maximum prices.

Retail sales of approved fluid milk by hotels, restaurants, soda fountains, cafes, bars, and other eating establishments for consumption on the premises. The seller may use his established maximum price under the General Maximum Price Regulation or he can determine his adjusted maximum price by adding to the wholesale price paid by him, three cents per pint, two and one-half cents per one-third quart, and two cents per half-pint.

Retail sales other than (A) Out-of-store, (B) Home-deliveries, (C) Retail sales by hotels, restaurants, soda fountains, cafes, bars and other eating establishments of consumption on the premises. The maximum prices for retail sales, other than out-of-store sales, home-deliveries, and retail sales by hotels, restaurants, soda fountains, cafes, bars, and other eating establishments for consumption on the premises, shall equal the listed wholesale prices, subject to any applicable discounts or allowances.

(b) *Applicability of the General Maximum Price Regulation and other supplementary regulations and orders of the Office of Price Administration.* Except as otherwise provided herein, all transactions subject to this order remain subject to all the provisions of the General Maximum Price Regulation, together with all amendments, supplementary regulations and orders which have heretofore or may hereafter be issued. Specifically, but by way of limitation, unless the context of this order otherwise requires, the provisions of § 1499.73a (a) (1) (viii) (b), (c), (d), (e), (f) and (g) and § 1499.73a (a) (1) (x) (Supplementary Regulation No. 14A to the General Maximum Price Regulation, as amended) shall be applicable and are made a part of this order. Unless the context otherwise requires, all terms used herein shall be construed in accordance with the provisions of § 1499.20 of the General Maximum Price Regulation, as amended.

(c) Atlanta Regional Price Order No. 18 (c)-3, as amended, presently designated as Order No. G-3 under §1499.18 (c) of the General Maximum Price Regulation, effective December 14, 1942, adjusting maximum prices for Grade A Raw and Pasteurized milk within the boundaries of Bartow and Gordon Counties, Georgia, is hereby revoked.

(d) This order may be revoked, amended or corrected at any time.

This order shall become effective February 3, 1944.

(56 Stat. 23, 765; Pub. Laws 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued March 3, 1944.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 44-3284; Filed, March 7, 1944; 3:53 p. m.]

[Region IV Orders G-13, G-15, G-16 Under RMPR 122, Amdt. 1 to Supp. Order 1]

SOLID FUELS IN WILMINGTON AND WINSTON-SALEM, N. C., AND LYNCHBURG, VA.

Amendment No. 1 to Supplementary Order No. 1 to Orders No. G-13, G-15, and G-16 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers applying respectively in or about the following areas: Wilmington, North Carolina; Winston-Salem, North Carolina, and Lynchburg, Virginia.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered that Supplementary Order No. 1 be amended to read as set forth below:

To the maximum prices for Pennsylvania anthracite coal established by the above orders may be added the sum of 45¢ per ton, 23¢ per ½ ton, and 12¢ per ¼ ton during the period February 1, 1944, to March 5, 1944, inclusive. The increases provided in this supplementary order, as amended, apply only during said period. On and after March 6, 1944, the maximum prices for Anthracite shall be as provided in the orders prior to February 1, 1944.

This amendment shall become effective March 1, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued March 1, 1944.

JAMES C. DERIEUX,
Regional Administrator.

[F. R. Doc. 44-3351; Filed, March 8, 1944; 12:10 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-57, 59-57]

AMERICAN UTILITIES SERVICE CORP.

NOTICE AND ORDER GIVING OPPORTUNITY FOR HEARING ON PROPOSED FINDINGS AND OPINION RECOMMENDED BY PUBLIC UTILITIES DIVISION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of March 1944.

In the matter of American Utilities Service Corporation, File No. 54-57, and American Utilities Service Corporation and its subsidiary companies, Respondents, File No. 59-57.

American Utilities Service Corporation, a registered holding company, having filed an application pursuant to section 11 (c) of the Public Utility Holding Company Act of 1935 for approval of a plan of recapitalization, which plan is also described in the Commission's order of October 8, 1942 (see Holding Company Act Release No. 3840) which in substance provided as follows:

(1) American proposed to amend its articles of incorporation so that its authorized capital stock would be changed to 150,000 shares of new common stock, $20 par value; or a new corporation would be formed with authorized capital stock sufficient to meet the requirements of the plan.

(2) American proposed to reclassify its existing 105,000 shares of 6% cumulative preferred stock, $25 par value, into 105,000 shares of new common stock, $20 par value, so that the holders of the preferred stock would receive the new common stock on a share for share basis.

(3) The plan provided no participation by the presently outstanding common stock in the new common stock to be issued.

(4) American reserved the right to request the Commission to apply to a Court in accordance with the provisions of subsection (f) of section 18 of the act to enforce and carry out the provisions of the plan.

The Commission having thereafter issued its notice of filing and order for hearing pursuant to section 11 (e); and

The Commission having also by said notice and order for hearing instituted proceedings under sections 11 (b) (1), 11 (b) (2), 15 (f) and 20 (a) of the Public Utility Holding Company Act of 1935 against American Utilities Service Corporation and its subsidiary companies to determine the status of the holding company system under said sections, and having consolidated the proceedings pursuant to sections 11 (b) (1), 11 (b) (2), 15 (f) and 20 (a) and the proceeding pursuant to section 11 (e); and

A public hearing having been held on said matters after appropriate notice and the Public Utilities Division of the Commission having submitted to the Commission a draft of proposed findings and opinion and having recommended that the Commission adopt the same as the Commission's findings and opinion, which proposed findings and opinion so recommended by the Public Utilities Division may be summarized as follows:

(1) That the plan of recapitalization heretofore filed by American Utilities Service Corporation should be found to be unfair and inequitable to the persons affected thereby and that the same should be disapproved unless within 30 days said American Utilities Service Corporation files an amended plan allocating approximately 15% of the new common stock, to be issued in lieu of the outstanding preferred and common stock, to the holders of the presently outstanding common stock.

(2) That the Commission should require by order, pursuant to section 11 (b) (2) of said act, that said American Utilities Service Corporation should change its present capitalization to one class of stock, namely, common stock, in lieu of its preferred and common stock presently outstanding, in an appropriate manner, not in contravention of the applicable provisions of said act or the rules, regulations and order promulgated thereunder.

(3) That the Commission should require by order, pursuant to section 11 (b) (1) of said act, that American Utilities Service Corporation shall sever its relationship with the companies named hereinafter by disposing in an appropriate manner, not in contravention of the applicable provisions of said act or the rules, regulations and orders promulgated thereunder, of its ownership, control and holding of securities issued by and interests in the following companies: Minnesota Utilities Company, Northwestern Illinois Utilities and Wisconsin Southern Gas Company.

Said proposed findings and opinion have been made public this day.

The Commission considering that opportunity for hearing should be given to American Utilities Service Corporation, to its subsidiary companies and to its security holders (including the holders of voting trust certificates representing the beneficial interest in its shares of common stcok) on the issue of whether or not the Commission should adopt the proposed findings and opinion recommended by its Public Utilities Division, in whole or in part:

It is ordered, That any person desiring to file a brief or to have oral argument or to introduce additional evidence on said issue shall make written request of the Commission not later than March 28, 1944. Such written request shall state the interest of the person making the request, a summary statement of his objections and a statement as to what participation he desires in the proceeding, viz., whether he desires to file a

brief, to have oral argument or to introduce additional evidence on said issue. If no such requests are received on or before the date last above mentioned, the Commission may, at any time after said date, adopt the proposed findings and opinion recommended by its Public Utilities Division, in whole or in part.

It is further ordered, That the Secretary of the Commission shall serve notice of said opportunity for hearing by mailing a copy of this order together with a copy of said draft of proposed findings and opinion recommended by the Public Utilities Division by registered mail to American Utilities Service Corporation and to its subsidiary companies, and that notice of said hearing is hereby given to all other persons by publication in the FEDERAL REGISTER.

It is further ordered, That American Utilities Service Corporation mail copies of this order to all of its stockholders of record and to all record holders of voting trust certificates representing the beneficial interest in its shares of common stock.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 44-3364; Filed, March 8, 1944; 2:55 p. m.]

[File Nos. 54-68, 59-55, 70-806]

COMMUNITY GAS AND POWER CO., ET AL.

ORDER FOR ADOPTION OF REPORT

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 6th day of March 1944.

In the matter of Community Gas and Power Company, American Gas and Power Company, File No. 54-68; Community Gas and Power Company, American Gas and Power Company, and the subsidiary companies thereof, File No. 59-55, respondents: and Alpha Association, File No. 70-806.

American Gas and Power Company, a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935 regarding the solicitation of the holders of its secured debentures, 5% and 6% series, for consent to the release from the pledge under such debentures of certain securities of American Utilities Associates and Lowell Gas Light Company, subsidiaries of American Gas and Power Company; and

The Commission, having issued its findings, opinion and order approving a plan proposing, among other things, the sale of such securities and having issued an order permitting the declaration with respect to the solicitation of the debenture holders of American Gas and Power Company as described above:

It is ordered, That the report this day issued by the Commission with respect to such proposed solicitation be adopted as the report by the Commission pursuant to the provisions of section 11 (g) of the act, and that a copy of such report be delivered to each holder of the secured debentures, 5% and 6% series, of American Gas and Power Company solicited to sign the above described consent.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 44-3365; Filed, March 8, 1944; 2:55 p. m.]

[File No. 70-853]

CONSOLIDATED ELECTRIC AND GAS CO. AND HAGERSTOWN GAS CO.

ORDER PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of March 1944.

Consolidated Electric and Gas Company ("Consolidated"), a registered holding company, and its subsidiary, Hagerstown Gas Company ("Hagerstown"), having filed joint declarations pursuant to the Public Utility Holding Company Act of 1935, and particularly sections 12 (d), 12 (c), and 12 (f) thereof and the rules promulgated thereunder, whereby said companies seek authorization for (a) the sale by Hagerstown of all of its assets (with certain stated exceptions) to Harrison & Co., a partnership organized under the laws of the State of Pennsylvania, or the nominee of Harrison & Co., for a consideration of $140,000 in cash and the assumption by the purchaser of all obligations of Hagerstown (with certain stated exceptions) including the first mortgage bonds of Hagerstown outstanding in the principal amount of $266,000, and, concurrently with such sale, the sale by Consolidated to Harrison & Co. for $30,000 of $30,000 principal amount of the bonds of Hagerstown owned by Consolidated, (b) the transfer and delivery by Hagerstown to Consolidated, as the owner of all the outstanding stock of Hagerstown, after consummation of the sale above mentioned, of the proceeds of such sale and all remaining assets of Hagerstown as a liquidating dividend, or dividends, and the concurrent surrender by Consolidated to Hagerstown of the stock of Hagerstown for cancellation, and (c) the application by Consolidated of the moneys to be received by it from the liquidation of Hagerstown, together with the sum of $30,000 to be received by Consolidated in connection with the sale by Consolidated of the $30,000 principal amount of the outstanding bonds of Hagerstown, in the retirement of Consolidated's Collateral Trust Bonds, due August 1, 1957, and August 1, 1962, by the purchase of such bonds in the open market and the surrender of the bonds so purchased to the trustee under the indenture securing the same for cancellation;

A public hearing having been held upon said declarations, after appropriate notice, and the Commission having considered the record and made and filed its findings herein;

It is hereby ordered, That said declarations be, and the same are hereby, permitted to become effective forthwith;

Provided, That the said declarations are permitted to become effective subject to the terms and conditions set forth in Rule U-24, and, in respect to the acquisition and retirement by Consolidated of its own bonds as proposed and hereinabove mentioned, subject to the following additional terms and conditions:

(1) That Consolidated shall not solicit or cause to be solicited from individual bondholders the sale of any bonds to the company;

(2) That no purchases shall be made directly or indirectly from persons or corporations in any way associated or affiliated with Consolidated; and

(3) That Consolidated shall furnish to the Commission, promptly after the last day of each month, a schedule showing for each day covered by such report the number of bonds purchased, the prices at which purchased, and the name of the broker through whom purchased.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 44-3362; Filed, March 8, 1944; 2:55 p. m.]

[File No. 70-862]

OGDEN CORP.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of March, A. D. 1944.

Ogden Corporation, a registered holding company, having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-46 of the General Rules and Regulations promulgated thereunder, with respect to the payment out of surplus of December 31, 1943, of a dividend on its common stock at the rate of 50¢ per share, payable on March 15, 1944, to holders of record at the close of business on March 8, 1944; said proposed dividend payment aggregating $1,701,846.94 and being out of earned surplus to the extent of such surplus and the remainder out of capital surplus, the earned surplus and capital surplus of Ogden Corporation as of December 31, 1943 aggregating $292,558.12 and $2,696,674.06, respectively; the dividend checks to be accompanied by a statement of the source of the dividend payment;

Said declaration having been filed February 15, 1944, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for a hearing with respect to said declaration within the period specified by said notice or otherwise and not having ordered a hearing thereon; and

Said declarant having requested that the effective date of said declaration be advanced; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration pursuant to section 12 (c) and Rule U-46 promulgated thereunder to become effective;

The Commission being satisfied that the effective date of said declaration should be advanced;

It is hereby ordered, Pursuant to Rule U-23 that the said declaration be and it hereby is permitted to become effective forthwith subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 44-3363; Filed, March 8, 1944; 2:55 p. m.]

[File No. 70-849]

INDIANA & MICHIGAN ELECTRIC CO.

MEMORANDUM FINDINGS OPINION AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania on the 7th day of March, A. D., 1944.

Indiana & Michigan Electric Company ("Indiana Michigan"), an electric utility subsidiary of American Gas and Electric Company, a registered holding company, has filed a declaration and amendment thereto proposing a reduction in the company's common capital stock liability by $2,000,000 (without change in the number of shares outstanding) and the creation of a capital surplus account of like amount.

A public hearing was held on said declaration as amended, and the Commission having considered the record therein makes the following findings:

Indiana Michigan was organized under the laws of the State of Indiana. It is engaged in the electric utility business in the States of Michigan and Indiana and is subject to the jurisdiction of the Public Service Commission of those states as well as that of the Federal Power Commission. American Gas and Electric Company owns all of the outstanding 870,976 shares of common stock of Indiana Michigan, representing 100% of the voting power.

The staffs of the regulatory bodies referred to above have made an original cost determination of the properties of Indiana Michigan and have found its plant accounts include inflationary items amounting to $8,723,747.92. The company is in substantial agreement with this finding except as to an item, included therein, of $1,300,000 (estimated maximum amount) representing alleged profits paid to American Gas and Electric Company for engineering and supervision services prior to 1923.

The present proposal of the company is stated to be for the purpose of putting it in a position to comply with the order or orders with respect to the above items which it expects to be entered by the above named regulatory bodies.

The balance sheet of Indiana Michigan per books as of November 30, 1943, and pro forma to reflect the disposition of the inflationary items in the manner anticipated by the company is as follows [filed as part of the original document].

It should be noted in connection with the above adjustments that the amount being charged to common capital stock liability to less than the amount by which that account was increased to offset a corresponding increase in plant accounts arising out or a revaluation of the properties at organization.

The Commission finding that the proposed transaction requires no adverse findings under section 7 (e) of the Public Utility Holding Company Act of 1935 and is in conformity with the standards of the said act and the rules, regulations and orders promulgated thereunder:

It is ordered, That said declaration, as amended, be permitted to become effective subject to the terms and conditions prescribed in Rule U-24 promulgated pursuant to the Public Utility Holding Company Act of 1935.

Nothing herein should be taken or construed as affecting the action or jurisdiction of the Public Service Commissions of the States of Indiana and Michigan or of the Federal Power Commission.

By the Commission.

[SEAL] OVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 44-3361; Filed, March 8, 1944; 2:55 p. m.]

[File No. 70-837]

OHIO-MIDLAND LIGHT AND POWER CO. AND ASSOCIATED ELECTRIC CO.

ORDER DENYING EXEMPTION FROM COMPETITIVE BIDDING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 8th day of March, A. D. 1944.

Application having been filed by Associated Electric Company, a registered holding company, seeking exemption, under subdivision (a) (5) of Rule U-50 of the general rules and regulations under the Public Utility Holding Company Act of 1935, from the competitive bidding requirements of that rule with respect to a proposed sale by it of its entire interest in Ohio-Midland Light and Power Company, its wholly-owned subsidiary.

A hearing having been held after appropriate notice, argument having been heard, the Commission having considered the evidence, and having this day issued and filed its findings and opinion herein; on the basis of said findings and opinion;

It is ordered, That the application for exemption be and it hereby is denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 44-3393; Filed, March 9, 1944; 11:04 a. m.]

[File No. 70-858]

GENERAL GAS & ELECTRIC CORP.

MEMORANDUM OPINION AND ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of March, A. D. 1944.

Declaration of dividends out of capital surplus. Declaration by registered holding company pursuant to section 12 (c) and Rule U-46 permitted to become effective with respect to the payment of dividends to prior preferred shareholders out of capital surplus where no prejudice to security holders or public is found.

General Gas & Electric Corporation (hereinafter called Gengas), a registered holding company, which is a subsidiary of Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation (hereinafter called Trustees), a registered holding company, has filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935, in which it proposes to pay out of capital or unearned surplus a quarterly dividend of $1.25 on its $5 Prior Preferred Stock. The presently proposed dividend is applicable to the quarterly period ended March 15, 1943.

The entire issue outstanding is 60,000 shares, of which 27,889.1 shares are held by the Trustees, who have, by a letter dated February 23, 1944, waived their right to collect such quarterly dividends, until further order of the Commission. The number of shares in the hands of the public is 32,110.9 (of which 8.9 shares are held in scrip, and such scrip will not receive a dividend), so that $40,127.50 will be required to make the dividend payment.

After appropriate notice, a public hearing was held. No one appeared at the hearing to oppose the proposed payment of the dividend. Having considered the record therein, the Commission makes the following findings:

As at November 30, 1943, the assets of Gengas, per books, available for security holders totalled $29,955,155. The only securities of, or claims against, Gengas which, according to its books, are senior to the $5 Prior Preferred Stock, consist of certain obligations payable to the Trustees. These obligations, including interest thereon, aggregate $2,941,300.

The books of Gengas, as of November 30, 1943, reflect an earned surplus deficit of $2,509,930; the capital surplus is shown as $13,446,098.

Net income of Gengas for the twelve months ended November 30, 1943, amounted to $410,677. As at November 30, 1943, Gengas had cash on hand in the amount of $1,158,705.

A cash forecast for the twelve months ending December 31, 1944, submitted by the company in connection with the filing, indicates that Gengas will be able to meet all its cash requirements, continue to maintain an adequate cash balance, and pursue its present dividend policy. The forecast contemplates that at the end of the period the cash balance will be $1,596,081.

This is the ninth time that Gengas has filed a declaration to pay a quarterly dividend on its publicly held Prior Preferred Stock out of capital surplus. We have on each occasion considered that the assets of Gengas were substantial in relation to the size of the proposed dividend, and that the Prior Preferred Stock is, by its terms, entitled to be paid dividend arrearages in full before dividends can be paid on the other preferred stocks. These same factors are equally cogent with regard to the present declaration.

We make no adverse findings under the applicable sections of the Act and rules promulgated thereunder.

It is therefore ordered, That, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, the said declaration, as amended, be, and

hereby is, permitted to become effective forthwith, subject, however, to the terms and conditions prescribed in Rule U-24 of the general rules and regulations.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 44-3395; Filed, March 9, 1944; 11:04 a. m.]

[File No. 70-867]

ENGINEERS PUBLIC SERVICE CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of March, 1944.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Engineers Public Service Company ("Engineers"), a registered holding company.

All interested persons are referred to said declaration, which is on file in the office of said Commission, for a statement of the transactions therein proposed which are summarized as follows:

Engineers proposes to expend $4,000,000 of treasury cash for the purchase of shares of its $5 (Cumulative) Dividend Convertible Preferred Stock, $5.50 Cumulative Dividend Preferred Stock and $6 Cumulative Dividend Preferred Stock. Reacquired shares will be cancelled and retired. Purchases are proposed to be made first pursuant to invitations for tenders submitted to holders of the preferred stocks of Engineers to be opened on a specified date, and in the event Engineers does not acquire, pursuant to such invitation for tenders, an amount of its preferred stock sufficient to absorb the cash available for the acquisition of such preferred stock, Engineers further proposes to acquire by purchase, during the six-month period next following an order of this Commission permitting its declaration to become effective, either on the New York Stock Exchange or at private sale, additional shares of its preferred stock to an amount which, together with the shares of such preferred stock acquired pursuant to the invitation for tenders, shall absorb the $4,000,000 of cash available for the acquisition of such preferred stock. The purchase price for any of the preferred stock in any manner acquired will not exceed $100 per share and accrued dividends. No commissions or fees, except the usual brokerage commissions where shares are acquired by purchase on the New York Stock Exchange, are proposed to be paid by Engineers.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters and that declaration shall not be permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on this matter be held at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, at 10:00 a. m., e. w. t., on the 22nd day of March, 1944 in such room as may be designated on such day by the hearing room clerk. At such hearing cause shall be shown why such declaration shall be permitted to become effective.

All persons desiring to be heard or otherwise wishing to participate should notify the Commission in the manner provided in Rule XVII of the Commission's rules of practice on or before March 20, 1944.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing above ordered. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of this Commission shall serve notice of this order by mailing copies thereof by registered mail to Engineers Public Service Company and that notice shall be given to all other persons by publication thereof in the FEDERAL REGISTER.

It is further ordered, That without limiting the scope of the issues presented by said declaration, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed reacquisition by Engineers of shares of its outstanding preferred stock is fair and equitable to the persons affected.

2. Whether the proposed reacquisition will impair the financial integrity or working capital of Engineers, or the holding company system, or be detrimental to the carrying out of the provisions of section 11 of the act or tend to circumvent any provisions of the act, or any rules, regulations or orders of the Commission thereunder.

3. Whether the method proposed by Engineers for the reacquisition of the shares is appropriate and consistent with the applicable statutory standards.

4. Whether it is necessary or appropriate to impose any terms or conditions in the public interest or for the protection of investors or consumers and, if so, what those terms and conditions should be.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 44-3394; Filed, March 9, 1944; 11:04 a. m.]

WAR PRODUCTION BOARD.

NOTICE TO BUILDERS AND SUPPLIERS OF CANCELLATION OF STOP CONSTRUCTION ORDER

The War Production Board has issued a certain order listed in Schedule A below, which cancels the prior order stopping construction on projects. For the effect of said order upon the construction of the project and the delivery of materials therefor, the builder and suppliers affected shall refer to the specific order issued to the builder.

Issued March 9, 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

Preference Rating Order, Serial No., Name and Address of Builder, Location of Project, and Date of Issuance of Cancellation.

P-19-h; 555-E; Wisconsin State Highway Commission, Madison, Wis.; Village of Merrillan, Wis.; 2/26/44.

[F. R. Doc. 44-3405; Filed, March 9, 1944; 11:43 a. m.]

NOTICE OF ISSUANCE OF AMENDMENT TO PRIOR ORDERS REGARDING CONSTRUCTION

The War Production Board has issued a certain order listed in Schedule A below which amends prior orders revoking preference ratings for the project of stopping construction on the project or both. For the effect of said amending order upon preference ratings, the construction of the project and the delivery of materials therefor, the builder and suppliers affected shall refer to the specific order issued to the builder.

Issued March 9, 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

Preference Rating Order, Serial No., Name and Address of Builder, Location of Project and Date of Issuance of Amendment

P-19; 10; Iron Mines of Venezuela, Bethlehem, Pa.; San Felix, Venezuela; 2/28/44.

[F. R. Doc. 44-3406; Filed, March 9, 1944; 11:43 a. m.]

NOTICE TO BUILDERS AND SUPPLIERS OF ISSUANCE OF REVOCATION ORDERS REVOKING AND STOPPING CONSTRUCTION OF CERTAIN PROJECTS

The War Production Board has issued certain revocation orders listed in Schedule A below, revoking preference ratings orders issued in connection with, and stopping the construction of the projects affected. For the effect of each such order upon preference rating and construction of the project and delivery of materials therefor, the builder and suppliers affected shall refer to the specific order issued to the builder.

Issued March 9, 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

Preference Rating Order, Serial No., Name and Address of Builder, Location of Project, and Date of Issuance of Revocation.

CMPL-224; 119,768; Shell Pipe Line Corporation, Washington, D. C.; Okfuskee County, Okla.; 2/25/44.

CMPL-224; 104,603; Yale Oil Co., Billings, Mont.; Billings, Mont.; 2/29/44.

CMPL-224; 120,151; Phillips Petroleum Co., Washington, D. C.; Oklahoma City, Okla. 3/1/44.

CMPL-224; 119,160; Socony-Vacuum Oil Co., Washington, D. C.; Buffalo, N. Y.; 3/1/44.

CMPL-224; 119,816; Standard Oil Co. (Indiana) Chicago, Illinois; Wood River, Ill.; 3/1/44.

CMPL-224; 115,899; Utah Oil Refining Co., Salt Lake City, Utah; Salt Lake City, Utah; 3/1/44.

P-19-h; 59,321; Republic Steel Corp., Individually or as agent for the Defense Plant Corp., Cleveland, Ohio; Warren, Ohio, Plancor 1691; 2/28/44.

[F. R. Doc. 44-3407; Filed, March 9, 1944; 11:43 a. m.]